



New South Wales

Relationships Register Regulation 2010

under the

Relationships Register Act 2010

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Relationships Register Act 2010*.

JOHN HATZISTERGOS, MLC
Attorney General

Explanatory note

The objects of this Regulation are as follows:

- (a) to prescribe laws of Victoria, Tasmania and the Australian Capital Territory as corresponding laws for the purposes of the *Relationships Register Act 2010* and to recognise certain classes of relationships under those laws as interstate registered relationships for the purposes of that Act and other New South Wales laws,
- (b) to prescribe fees for applications to register relationships or to revoke registrations of relationships,
- (c) to prescribe the method of service of notice of applications to revoke registrations of relationships and to provide for proof of service (which is required before an application can be granted),
- (d) to enable the Registrar of Births, Deaths and Marriages to provide information about the registration of relationships to interstate registration authorities.

This Regulation is made under the *Relationships Register Act 2010*, including the definition of *corresponding law* in section 4 (1) and sections 6 (c), 11 (c), 16 and 17 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Relationships Register Regulation 2010*.

2 Commencement

This Regulation commences on 1 July 2010 and is required to be published on the NSW legislation website.

3 Definitions

- (1) In this Regulation:
the Act means the *Relationships Register Act 2010*.
- (2) Notes included in this Regulation do not form part of this Regulation.

4 Recognition of interstate legislation and registrations

- (1) The following laws are prescribed as corresponding laws for the purpose of the definition of *corresponding law* in section 4 (1) of the Act:
 - (a) the *Relationships Act 2003* of Tasmania,
 - (b) the *Relationships Act 2008* of Victoria,
 - (c) the *Civil Partnerships Act 2008* of the Australian Capital Territory.
- (2) The following classes of relationships are interstate registered relationships for the purposes of the Act:
 - (a) significant relationships for which deeds of relationship have been registered, and are in force, under the *Relationships Act 2003* of Tasmania,
 - (b) registered domestic relationships within the meaning of the *Relationships Act 2008* of Victoria,
 - (c) civil partnerships for which registration is in force under the *Civil Partnerships Act 2008* of the Australian Capital Territory.

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5 Fees

- (1) The fee for an application for registration of a relationship is \$144.
- (2) The fee for an application to revoke registration of a relationship is \$72.
- (3) The Registrar may, in appropriate cases, waive or refund the whole or part of a fee for an application.

6 Service of notice of revocation application

- (1) A notice of an application to revoke registration of a relationship, made by one person in a registered relationship, is to be served on the other person in the registered relationship by serving a copy of the application:
 - (a) personally in accordance with rule 10.21 of the *Uniform Civil Procedure Rules 2005*, or
 - (b) by sending it by registered post, addressed to the person, to the person's business or residential address.
- (2) Proof of service of the notice is to be provided to the Registrar by way of a statutory declaration by the person who served the notice personally or caused it to be sent by registered post setting out the person's name, the method of service and the date and time of service.

7 Notification of registration to authorities of other jurisdictions

The Registrar may provide information about the registration of relationships in this State to the registration authorities under corresponding laws.