Jersey

LEGITIMACY (AMENDMENT) (JERSEY) LAW 2008

Arrangement

Article

Jersey

LEGITIMACY (AMENDMENT) (JERSEY) LAW 2008

A LAW to amend further the Legitimacy (Jersey) Law 1973 and for connected purposes

Adopted by the States	*29th January 2008*
Sanctioned by Order of Her Majesty in Council	*9th October 2008*
Registered by the Royal Court	*24th October 2008*

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

1   Interpretation

In this Law, "principal Law" means the Legitimacy (Jersey) Law 1973[1].

2   Article 2 amended

In Article 2 of the principal Law, for paragraph (2) there shall be substituted the following paragraph –

> "(2)   The fact that a child is born or conceived during the subsistence of a lawful marriage raises a presumption that the husband is the father of the child which may be rebutted only by strong and satisfactory evidence to the contrary.".

3   Article 7 amended

In Article 7 of the principal Law, for paragraph (1) there shall be substituted the following paragraphs –

> "(1)   Any of the following persons may apply by petition to the Court for a decree declaring that a child who was born in Jersey, or who

was born abroad of a mother who was domiciled in Jersey at the time of the birth, is illegitimate –

(a)   a man who, in accordance with Article 2, is presumed to be the father of the child;

(b)   the mother of the child;

(c)   a man who claims to be the father of the child.

(1A)   Any person whose right to any immovable or movable estate situate in Jersey is affected by the legitimacy of a child, whether the child was born in Jersey or elsewhere, may apply by petition to the Court for a decree declaring that the child is illegitimate.".

4   Citation and commencement

This Law may be cited as the Legitimacy (Amendment) (Jersey) Law 2008 and shall come into force 7 days after it is registered.

M.N. DE LA HAYE

Greffier of the States

L.37/2008

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[1]   *chapter 12.450*