



Jersey

**LEGITIMACY AND ILLEGITIMACY (RE-  
REGISTRATION OF BIRTHS) (JERSEY)  
REGULATIONS 1974**

**Official Consolidated Version**

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# LEGITIMACY AND ILLEGITIMACY (RE-REGISTRATION OF BIRTHS) (JERSEY) REGULATIONS 1974

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## LEGITIMACY AND ILLEGITIMACY (RE-REGISTRATION OF BIRTHS) (JERSEY) REGULATIONS 1974

**THE STATES**, in pursuance of Article 10 of the [Legitimacy \(Jersey\) Law 1973](#) have made the following Regulations –

Commencement [[see endnotes](#)]

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**1** <sup>1</sup>

In these Regulations –

“decree” means a decree of legitimacy or illegitimacy, as the case may be, pronounced under Article 6 or 7 of the Law;

“Law” means the [Legitimacy \(Jersey\) Law 1973](#);

“original entry” means the original entry in the Register of Births in relation to the person whose legitimacy is the subject of a decree;

“registrar”, “relevant registrar” and “Superintendent Registrar” have the meanings respectively assigned to those expressions in the [Marriage and Civil Status \(Jersey\) Law 2001](#);

“relevant registration duties” has the meaning assigned to that expression in the [Marriage and Civil Status \(Jersey\) Law 2001](#); and “retained”, in relation to those duties, is to be construed in accordance with that Law.

**2** <sup>2</sup>

(1) This Regulation applies if –

- (a) the Superintendent Registrar has received from the Judicial Greffier a certified copy of a decree in pursuance of Article 10(1) of the Law, and
- (b) the parish in whose Register of Births the original entry was made has retained the relevant registration duties.

- (2) The Superintendent Registrar must as soon as practicable furnish to the registrar having custody of the Register of Births containing the original entry the information required for the re-registration of the birth.

### 3

- (1) If the relevant registration duties are not being performed by the Superintendent Registrar, the registrar having custody of the Register containing the original entry must attend personally at the office of the Superintendent Registrar, and in the Superintendent Registrar's presence shall enter the birth in the manner and form set out in paragraph (2), and the Superintendent Registrar shall sign the Register in the column of the entry headed "Informant's signature and relationship to the child" and adding after the Superintendent Registrar's official designation and the words "Registered in accordance with an Act of the Royal Court dated ...".<sup>3</sup>
- (1A) If the relevant registration duties are being performed by the Superintendent Registrar, the Superintendent Registrar must –
- (a) enter the birth in the manner and form set out in paragraph (2);
  - (b) sign the Register in the column of the entry headed "Informant's signature and relationship to the child"; and
  - (c) add the Superintendent Registrar's official designation and the words "Registered in accordance with an Act of the Royal Court dated....".<sup>4</sup>
- (2) The entry in the Register shall be made in the following form and manner –
- (a) in the columns headed "Date and Place of Birth", "Forenames and surname of child", "Sex" and "Baptismal names or names given after registration" there shall be entered the particulars appearing in the corresponding columns of the original entry;
  - (b) where re-registration is made as a result of a decree pronounced under Article 6 of the Law –
    - (i) the appropriate entry shall be made in the columns headed "Forenames, surname and occupation or profession of father", and
    - (ii) the appropriate entry shall be made in the columns headed "Forenames, surname and maiden surname of mother";
  - (c) where re-registration is made as a result of a decree pronounced under Article 7 of the Law –
    - (i) no entry shall be made in the columns headed "Forenames, surname and occupation or profession of father", and
    - (ii) the appropriate entry shall be made in the columns headed "Forenames, surname and maiden surname of mother";
  - (d) in the column headed "Date of Registration" there shall be entered the date on which the entry of the re-registration is made,
- and the relevant registrar shall sign the Register in the column headed "Name and signature of Registrar".<sup>5</sup>

**4**

- (1) Where a birth is re-registered in accordance with these Regulations, the relevant registrar must write in the margin both of the original entry and of the copy thereof required to be kept in pursuance of the [Marriage and Civil Status \(Jersey\) Law 2001](#) the words “Re-registered under the [Legitimacy \(Jersey\) Law 1973](#)” and shall append thereto the relevant registrar’s signature and official designation and the date of the re-registration, and if the relevant registration duties are retained, the registrar must prepare and deliver to the Superintendent Registrar a certified copy of the entry of re-registration.<sup>6</sup>
- (2) Any certified copy of the original entry shall include such marginal additions.

**5**<sup>7</sup>

Where application is made for a certified copy of the entry of the birth of a person whose birth has been re-registered in accordance with these Regulations, the Superintendent Registrar or the Registrar, as the case may be, shall supply a certified copy of the entry of re-registration, and no certified copy of the original entry shall be given except under the direction of the Minister for Justice and Home Affairs<sup>8</sup>.

**6**

These Regulations may be cited as the [Legitimacy and Illegitimacy \(Re-Registration of Births\) \(Jersey\) Regulations 1974](#).

## ENDNOTES

### Table of Legislation History

Legislation	Year and No	Commencement
Legitimacy and Illegitimacy (Re-Registration of Births) (Jersey) Regulations 1974	<a href="#">R&amp;O.5956</a>	8 May 1974
Marriage and Civil Status (Amendment No. 5) (Jersey) Law 2023	<a href="#">L.6/2023</a>	24 March 2023
States of Jersey (Transfer of Justice Functions – Chief Minister to Justice and Home Affairs) Order 2023	<a href="#">R&amp;O.76/2023</a>	21 September 2023

### Table of Renumbered Provisions

Original	Current
6	spent, omitted from this revised edition
7	6

### Table of Endnote References

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- <sup>1</sup> Regulation 1                      amended by L.6/2023
- <sup>2</sup> Regulation 2                      substituted by L.6/2023
- <sup>3</sup> Regulation 3(1)                    amended by L.6/2023
- <sup>4</sup> Regulation 3(1A)                  inserted by L.6/2023
- <sup>5</sup> Regulation 3(2)                    amended by L.6/2023
- <sup>6</sup> Regulation 4(1)                    amended by L.6/2023
- <sup>7</sup> Regulation 5                        amended by R&O.76/2023
- <sup>8</sup>    *The functions of the Home Affairs Committee were transferred to the Minister for Home Affairs by the States of Jersey (Transfer of Functions from Committees to Ministers) (Jersey) Regulations 2005 chapter 16.800.30.*