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NOTICE 1776 OF 2001

REPUBLIC OF SOUTH AFRICA

BIRTHS AND DEATHS REGISTRATION AMENDMENT BILL, 2001

.....
 (To be introduced by the Minister of Home Affairs)

[B-2001]

REPUBLIEK VAN SUID-AFRIKA

.....

 (MINISTER VAN BINNELANDSE SAKE)

[w-2001]

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing enactments.
 _____ Words underlined with a solid line indicate insertions in existing enactments.

BILL

To amend the Births and Deaths Registration Act, 1992, so as to lower the age of majority, provide for the registration of a child in the surname of both parents and to provide for matters connected therewith

B E IT ENACTED by the Parliament of the Republic of South Africa, as follows:

Amendment of section 1 of Act 51 of 1992

1 Section 1: Definitions

Section 1 of the principal Act is hereby amended by the addition of the following definition:

Competent Court shall include any magistrate court or any children's court established in terms of the Child Care Act, 74 of 1983.

Section 1 of the principal Act is hereby amended as follows:

Major or **person of age** means any person who has attained the age of **[21]** 18 years or who has under the provisions of section 2 of the Age of Majority Act, 1972 (Act No. 57 of 1972), been declared to be a major, and includes a person under the age of 18 years, who has contracted a legal marriage.

Amendment of section 9 of Act 51 of 1992

2 Section 9 of the principal Act is hereby amended by the insertion of the following words in subsection (2):

9 (2) subject to the provisions of section 10, the notice of birth referred to in subsection (1) of this section shall be given under the surname of either the father **[of the child concerned]** or the mother or the surnames of both parents joined together as a double barrel surname.

Amendment of section 25 (1) (b) and (c)

3 Section 25 (1) (b) and (c) of the principal Act is hereby amended by addition of the following subsection:

Section 25 (1) (e) notwithstanding the provisions of section 25 (1) (b) and (c) the requirements of the natural father's written consent in instances where the mother has sole guardianship of the child concerned will not be applicable.

Amendment of section 26 (1) (c)

- 4 Section 26 of the principal Act is hereby amended by insertion of the following word in subsection 1 (c).
26 (1) (c) a woman, whether married or divorced **[]** or a widow adds to the surname which she assumed after the marriage, any surname which she bore at any prior time.

Short title

- 5 This Bill is called the Births and Deaths Registration Amendment Bill, 2001.

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