

REPUBLIC OF KIRIBATI
(No. 4 of 1997)

I assent,

Beretitenti
Assented: 4th July 1997

**AN ACT TO AMEND THE BIRTHS, DEATHS AND MARRIAGES ORDINANCE
(CAP. 5)**

Commencement:
1997

MADE Maneaba ni Maungatabu and assented to by the Beretitenti.

Short title

1. This Act may be cited as the Births, Deaths and Marriages (Amendment) Act 1 997.

Insertion of new section 22A

2. The Births, Deaths and Marriages Ordinance (Cap. 5) is hereby amended by the insertion, immediately after section 22, a new section 22A as follows –

“Children born outside Kiribati may be registered

22A. Subject to the provisions of this Part of this Ordinance, any child with either one or both parents who are I-Kiribati, born outside Kiribati, not registered thereat, or if registered thereat the birth certificate of such child has been lost, shall be registered by the Registrar on production to him an order of a late registration assessor made in accordance with section 17 and in such manner as may be prescribed.”

Amendment of section 17

3. The Births, Deaths and Marriages Ordinance (Cap. 5) is hereby amended by –

- (a) inserting in section 17(1) between the words “section 16” and the words “shall be made” the words “or section 22A”; and
- (b) deleting the full stop appearing at the end of section 17(1) and adding the following –

“, and in the case of an application for an order under section 22A the following additional information:

- (a) the nationality of both the parents of the child; and
- (b) whether or not the child has not been registered in another country; and
- (c) if the child has been registered in another country but the birth certificate has been lost, the circumstances surrounding the loss of that birth certificate”.

THE BIRTHS, DEATHS AND MARRIAGES (AMENDMENT) ACT 1997

EXPLANATORY MEMORANDUM

The purpose of this Act is to allow for registration of the birth of a child where one or both parents are I-Kiribati and the child is born outside Kiribati.

Section 2 of the Act adds to the Births, Deaths and Marriages Ordinance (Cap 5) (“the principal Ordinance”) a new section 22A which provides for the registration of a child where:

1. one or both the parents are I-Kiribati; and
2. the child was born outside Kiribati; and
3. the child’s birth was not registered overseas; or
4. the overseas birth certificate has been lost.

The section provides for the production of an order from a late registration assessor as a pre-requisite of registration of such a child.

Section 3 of the Act amends section 17 of the principal ordinance to provide for orders under the new section 22A to be dealt with under the existing procedures under section 17, which currently deals with orders for the registration.

Michael N. Takabwebwe
Attorney General
13 June 1997