

TASMANIA

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**STATUS OF CHILDREN REGULATIONS 2019**  
**STATUTORY RULES 2019, No. 47**

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## **STATUS OF CHILDREN REGULATIONS 2019**

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Status of Children Act 1974*.

Dated 16 July 2019.

C. WARNER  
Governor

By Her Excellency's Command,

ELISE ARCHER  
Minister for Justice

### **1. Short title**

These regulations may be cited as the *Status of Children Regulations 2019*.

### **2. Commencement**

These regulations take effect on 5 August 2019.

### **3. Interpretation**

In these regulations –

*Act* means the *Status of Children Act 1974*;

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***Form 1*** means the form of that number set out in Schedule 1;

***instrument*** means an instrument of a kind described in section 8C(2) of the Act.

#### **4. Instruments of acknowledgement of paternity**

- (1) An instrument –
  - (a) is to be in accordance with Form 1; or
  - (b) if in a different form, is to contain, or be accompanied by a document containing, the particulars specified in Form 1 in respect of the child and the parents.
- (2) A copy of an instrument is to be verified as a true copy of the instrument by a statutory declaration of –
  - (a) a party to the instrument; or
  - (b) an Australian legal practitioner.
- (3) The Registrar of Births, Deaths and Marriages may refuse to accept an instrument, or copy of an instrument, for filing if the Registrar of Births, Deaths and Marriages considers the instrument or copy –
  - (a) is illegible, wholly or in part; or
  - (b) is likely to become illegible, wholly or in part.

**5. Certified copies of instruments**

- (1) This regulation applies to a person who is entitled, under section 9(2) of the Act, to request an inspection, or search, of the instruments filed with the Registrar of Births, Deaths and Marriages under section 9(1) of the Act.
- (2) The Registrar of Births, Deaths and Marriages may, on payment of a fee of 28 fee units, provide a person to whom this regulation applies with –
  - (a) a certified copy of an instrument; or
  - (b) a certified copy of a copy of an instrument.

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**SCHEDULE 1 – FORM**

Regulation 3

**Form – Instrument of Acknowledgement**

*Status of Children Act 1974*

**INSTRUMENT OF ACKNOWLEDGEMENT**

**CHILD**

1. Surname:
2. Given name/s:
3. Date of birth:
4. Birthplace:

**FATHER**

5. Surname:
6. Given name/s:
7. Usual occupation:
8. Year of birth:
9. Birthplace:
10. Usual place of residence:

**MOTHER**

11. Surname:
12. Given name/s:
13. Maiden name, if applicable:
14. Usual occupation:
15. Year of birth:
16. Birthplace:
17. Usual place of residence:

*WE*, the father and mother named above, acknowledge that we are respectively the father and mother of the child named above, and we certify that the above information is correct, according to the best of our knowledge and belief.

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*The following section of the form is to be used only if this form is signed in the presence of an Australian legal practitioner:*

..... <i>(Signature of father)</i> Signed in the presence of –	..... <i>(Signature of mother)</i> Signed in the presence of –
..... <i>(Signature of Australian legal practitioner)</i>	..... <i>(Signature of Australian legal practitioner)</i>
..... <i>(Name of Australian legal practitioner)</i>	..... <i>(Name of Australian legal practitioner)</i>
..... <i>(Address of Australian legal practitioner)</i>	..... <i>(Address of Australian legal practitioner)</i>
Dated: .....	Dated: .....

*If this form is not signed in the presence of an Australian legal practitioner, it must be executed as a deed as follows:*

SIGNED, SEALED AND DELIVERED by –	SIGNED, SEALED AND DELIVERED by –
..... <i>(Signature of father)</i>	..... <i>(Signature of mother)</i>
Dated: .....	Dated: .....
in the presence of –	in the presence of –
..... <i>(Signature of witness)</i>	..... <i>(Signature of witness)</i>
..... <i>(Full name of witness)</i>	..... <i>(Full name of witness)</i>
..... <i>(Postal address of witness)</i>	..... <i>(Postal address of witness)</i>

NOTES:

Item 4: If the child was born in Tasmania, insert the exact address.

Items 9 and 16: The birthplaces are to be given as –

- (a) if born in Australia, the State of birth (eg “Victoria”); or
- (b) if born outside Australia, the country of birth (eg “France”).

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 24 July 2019.

These regulations are administered in the Department of Justice.

**EXPLANATORY NOTE**

*(This note is not part of the regulations)*

These regulations –

- (a) prescribe the information to be provided, in certain circumstances, by a parent when acknowledging paternity under the *Status of Children Act 1974*; and
- (b) specify how a certified copy of certain instruments, filed with the Registrar of Births, Deaths and Marriages under that Act, may be obtained; and
- (c) are made consequent on the repeal of the *Status of Children Regulations 2009* under section 11 of the *Subordinate Legislation Act 1992*.