The Registrar General, in exercise of the powers conferred upon him by section 20(a) of the Registration Service Act 1953, section 26(3) of the Welsh Language Act 1993 and section 24(2) of and paragraph 3 of Schedule 3 to the Gender Recognition Act 2004 and of all other powers enabling him in that behalf, with the approval of the Chancellor of the Exchequer, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Gender Recognition Register Regulations 2005 and shall come into force on 4th April 2005.

(2) In these Regulations unless the context otherwise requires—

“the 2004 Act” means the Gender Recognition Act 2004;

“the Adopted Children Register” means the register maintained by the Registrar General under section 11 of the Adoption of Children Act 1926, section 12 of the Adoption of Children Act 1949, section 17 of the Adoption Act 1950, section 20 of the Adoption Act 1958 and section 50 of the Adoption Act 1976;
“the Air Register Book of Births and Deaths” means the book of certified copies kept by the Registrar General under section 43 of the Civil Aviation Act 1946(10), section 55 of the Civil Aviation Act 1949(11) and section 83(5) of the Civil Aviation Act 1982(12); “consular or High Commission records” means certified copies of birth entries sent to the Registrar General under the Registration of Births and Deaths (Consular Officers) Regulations 1930(13), the Registration of Births and Deaths (Consular Officers) Regulations 1943(14), the Registration of Births and Deaths (Consular Officers) Regulations 1948(15), the Registration of Births and Deaths (High Commissioners) Regulations 1964(16), the Registration of Births and Deaths (Consular Officers) Regulations 1974(17), the Registration of Overseas Births and Deaths Regulations 1982(18) or any other consular or High Commission record of a birth entry held by the Registrar General; “Her Majesty’s forces records” means the registers held by the Registrar General under any Order in Council under section 1 of and records held under section 3 of the Registration of Births, Deaths and Marriages (Special Provisions) Act 1957(19) and any other record of a birth held by the Registrar General which took place outside the United Kingdom among the families of members of Her Majesty’s naval, military or air forces and other associated or connected personnel; “Hovercraft Records” means records transmitted to the Registrar General pursuant to regulation 5 of the Hovercraft (Births, Deaths and Missing Persons) Regulations 1972(20); “the marine register” means the register of certified copies held by the Registrar General under section 254 of the Merchant Shipping Act 1894(21), section 72 of the Merchant Shipping Act 1970(22) and section 108(8) of the Merchant Shipping Act 1995(23); and “Parental Order Register” means the register maintained by the Registrar General under section 50 of the Adoption Act 1976 as modified by the Parental Orders (Human Fertilisation and Embryology) Regulations 1994(24); Particulars to be entered in the Gender Recognition Register 2.—(1) The particulars to be contained in an entry in the Gender Recognition Register are—
(a) where the birth has been registered at a register office in England and Wales and there is no more recent entry in a register referred to in sub-paragraphs (d) and (e), the particulars set out in Part 1 of Schedule 1;
(b) where the entry relates to a birth registered in Her Majesty’s forces records, the particulars set out in the relevant part of Schedule 2;
(c) where the entry relates to consular or High Commission records, the particulars set out in Schedule 3;

(10) 1946 c. 70 (9 & 10 Geo 6); the whole Act was repealed by the Civil Aviation Act 1949, section 70, Schedule 12 and the Air Corporations Act 1949, section 41, Schedule 3.
(11) 1949 c. 67 (12, 13 & 14 Geo 6); the whole Act was repealed by the Civil Aviation Act 1982, section 109 and Schedule 16.
(12) 1982 c. 16.
(13) S.R & O. 1930/740.
(14) S.R & O. 1943/765, revoked by S. R & O. 1948/2837.
(15) S. R & O. 1948/2837, revoked by S.I. 1974/2136.
(17) S.I. 1974/2136 which lapsed on the repeal of the British Nationality Act 1948.
(18) S.I. 1982/1123.
(19) 1957 c. 58 (5 & 6 Eliz 2); section 3 was amended by S.I. 2002/1419, article 3(1).
(20) S.I. 1972/1513.
(21) 1894 c. 60 (57 & 58 Vict); whole Act repealed by the Merchant Shipping Act 1988 and various other enactments.
(22) 1970 c. 36; whole Act repealed by the Merchant Shipping Act 1995 and various other enactments.
(23) 1995 c. 21.
(24) S.I. 1994/2767.
(d) where the entry relates to a birth registered in the Adopted Children Register, the particulars set out in the relevant part of Schedule 4;

(e) where the entry relates to a birth registered in the Parental Order Register, the particulars set out in Schedule 5;

(f) where the entry relates to a birth registered in the Air Register Book of Births and Deaths, the particulars set out in Schedule 6;

(g) where the entry relates to a birth registered under section 3A of the Births and Deaths Registration Act 1953 (registration of births of abandoned children) and there is no more recent entry referred to in sub-paragraph (d), the particulars set out in Schedule 7;

(h) where the entry relates to a birth registered in the marine register, the particulars set out in the relevant part of Schedule 8; and

(i) where the entry relates to a birth [recorded] in the Hovercraft Records, the particulars set out in Schedule 9.

(2) Where the UK birth register entry contains particulars recorded in English and Welsh, the particulars to be contained in the Gender Recognition Register shall also be recorded in English and Welsh.

Additional particulars in certain cases

3. Where a person is the subject of a UK birth register entry falling within regulation 2(1)(a) and that entry was made on or before the 31st March 1969, the particulars to be contained in the Gender Recognition Register shall include the particulars set out in Schedule 1 Part 2, if the person the subject of the entry requests that they be included.

Marking of previous entry

4.—(1) When so directed by the Registrar General acting pursuant to the 2004 Act, Schedule 3 paragraph 3(1)(b), a superintendent registrar or a registrar of births and deaths shall mark a UK birth register entry in their custody with the words “Re-registered by the Registrar General”.

(2) In securing that the UK birth register entry in his custody is marked in accordance with the 2004 Act, Schedule 3 paragraph 3(1)(b), the Registrar General shall mark the entry with the words “Re-registered by the Registrar General”.

Len Cook
Registrar General

23rd March 2005

I approve

Stephen Timms
Signed by authority of the Chancellor of the Exchequer

23rd March 2005

(25) 1953 c. 20 (1 & 2 Eliz 2); section 3A was inserted by the Children Act 1975, section 92.
SCHEDULE 1

regulation 2(1)(a) and 3

Particulars to be entered in Gender Recognition Register
where the birth was registered in England and Wales

PART 1

Particulars to be entered where birth record was created on or before 31st March 1969

Registration district
Sub-district
Administrative area
Entry number

Child
Date of birth
Place of birth
Forename(s)
Sex
Forename(s) entered after registration

Father
Name
Occupation

Mother
Name
Maiden surname
Date of registration
Signature of registering officer
PART 2

Additional particulars to be entered where UK birth record was created on or after 1\textsuperscript{st} April 1969

Child
Surname

Father
Place of birth

Mother
Place of birth
Occupation
Surname at marriage if different from maiden surname
Usual address
SCHEDULE 2

Her Majesty’s Forces Records

PART 1

Particulars to be entered where birth record was created on or before 31st March 1959

- Military, air force or naval station
- Entry number

Child
- Date of birth
- Place of birth
- Forename(s)
- Sex
- Forename(s) entered after registration

Father
- Name
- Nationality
- Rank and if soldier or airman Regimental number

Mother
- Name
- Maiden surname
- Date of registration
- Signature of registering officer
PART 2

Particulars to be entered where birth record was created on or after 1\textsuperscript{st} April 1959 and on or before 31\textsuperscript{st} December 1971

Command
Entry number

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Forename(s) entered after registration

Father
Name
Country of residence
Rank or occupation

Mother
Name
Maiden surname
Date of registration
Signature of registering officer
PART 3

Particulars to be entered where birth record was created on or after 1st January 1972

Headquarters
Entry number

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Forename(s) entered after registration

Father
Name
Country of residence
Place of birth
Rank or occupation

Mother
Name
Place of birth
Maiden surname
Surname at marriage if different from maiden surname
Date of registration
Signature of registering officer
SCHEDULE 3

Consular or High Commission Records

District of High Commission or Consul
Entry number

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Claim to citizenship
Forename(s) entered after registration

Father
Name
Date of birth
Place of birth
Rank, profession or occupation
Claim to British Nationality or citizenship

Mother
Name
Maiden surname
Surname at marriage if different from maiden surname
Date of birth
Place of birth
Occupation
Claim to British Nationality or citizenship
Date of registration
Signature of registration officer
SCHEDULE 4

Adopted Children Register

PART 1

Particulars to be entered where birth record was created on or after 1st January 1927 and on or before 31st December 1949

Entry number

Adopted child
Forename(s)
Sex
Date of birth

Adopter/Adopters
Name, address and occupation
Date of entry
Signature of attesting officer

PART 2

Particulars to be entered where the birth record was created on or after 1st January 1950 and on or before 31st December 1958

Entry number

Adopted Child
Forename(s)
Surname
Sex
Date of birth
Country of birth

Adopter/Adopters
Name, address and occupation
Date of entry
Signature of attesting officer
PART 3

Particulars to be entered where birth record was created on or after 1st April 1958 and on or before 31st December 1975

Entry number

Adopted child
Forename(s)
Surname
Sex
Date of birth
Country of birth

Adopter/Adopters
Name, address and occupation
Date of entry
Signature of attesting officer

PART 4

Particulars to be entered where birth record was created on or after 1st January 1976 and on or before 31st May 2003

Entry number

Adopted child
Forename(s)
Surname
Sex
Date of birth
Country of birth (if England or Wales – Registration District and Sub-district)

Adopter/Adopters
Name, address and occupation
Date of entry
Signature of attesting officer
PART 5

Particulars to be entered where birth record was created on or after 1st June 2003

Entry number

Adopted child
Forename(s)
Surname
Sex
Date of birth
Place of birth (England or Wales – Registration District and Sub-district)
Country of birth

Adopter/Adopters
Name, address and occupation
Date of entry
Signature of attesting officer
SCHEDULE 5

Parental Order Register

Entry number
Registration district
Sub-district
Administrative area

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Forename(s) entered after registration

Father
Name
Place of birth
Occupation

Mother
Name
Place of birth
Occupation
Maiden surname
Surname at marriage if different from maiden surname
Usual address
Date of registration
Signature of registering officer
SCHEDULE 6

Air Register Book of Births and Deaths

Entry number
Registration marking of aircraft

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Baptismal or given name(s) entered after registration

Father
Name
Usual residence
Nationality
Profession or occupation and rank or title (if any)

Mother
Name
Maiden surname
Usual residence
Nationality
Date of registration
Signature of registrar
SCHEDULE 7

Birth registered under section 3A of the Births and Deaths Registration Act 1953 (abandoned children)

<table>
<thead>
<tr>
<th>Entry number</th>
<th>Child</th>
</tr>
</thead>
<tbody>
<tr>
<td>Place of birth (Registration district and Sub-district)</td>
<td>Date of birth</td>
</tr>
<tr>
<td>Forename(s)</td>
<td>Surname</td>
</tr>
<tr>
<td>Sex</td>
<td>Date of registration</td>
</tr>
<tr>
<td>Signature of attesting officer</td>
<td></td>
</tr>
</tbody>
</table>
SCHEDULE 8

Marine Register

PART 1

Particulars to be entered where birth record
was created on or before 31st December 1948

Entry number
Name of ship
Official number

Child
Date of birth
Forename(s)
Sex

Father
Name
Rank, profession or occupation
Nationality (stating birthplace)
Last place of abode

Mother
Name
Maiden surname
Nationality (stating birthplace)
Last place of abode
Date of registration
Signature of registering officer
PART 2

Particulars to be entered where birth record was created on or after 1st January 1949 and on or before 31st December 1972

Entry number
Name of ship and port of registry
Official number

Child
Date of birth
Place of birth
Forename(s)
Sex

Father
Name
Rank, profession or occupation
Nationality (stating birthplace)
Last place of abode

Mother
Name
Maiden surname
Nationality (stating birthplace)
Last place of abode
Date of registration
Signature of registering officer
PART 3

Particulars to be entered where birth record was created on or after 1st January 1973

Entry number
Name of ship
Official number
Port of registry or owner’s name and address

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex

Father
Name
Occupation
Usual residence
Nationality

Mother
Name
Maiden name
Surname at marriage if different from maiden surname
Usual residence
Nationality
Date of registration
Signature of registering officer
SCHEDULE 9

Hovercraft Records

Entry number
Registration marking of hovercraft
Country of registration of hovercraft

Child
Date of birth
Place of birth
Forename(s)
Surname
Sex
Baptismal or given name(s) entered after registration

Father
Name
Usual residence
Nationality
Profession or occupation and rank or title (if any)

Mother
Name
Maiden surname
Usual residence
Nationality
Date of registration
Signature of registrar

EXPLANATORY NOTE

(This note is not part of the regulations)

These Regulations make provision for entries to be made in the Gender Recognition Register and the marking of existing birth register entries once the Registrar General receives a copy of the full gender recognition certificate under section 10(1) of the Gender Recognition Act 2004.

The Regulations provide for an entry in the gender recognition register to contain information which corresponds with the information recorded in the applicants existing birth record, apart from the new name and gender which will be obtained from the gender recognition certificate.
Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.