

South Australia

# Relationships Register Regulations 2017

under the *Relationships Register Act 2016*

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## Legislative history

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### 1—Short title

These regulations may be cited as the *Relationships Register Regulations 2017*.

### 3—Interpretation

In these regulations—

*Act* means the *Relationships Register Act 2016*;

*parent* includes—

- (a) the mother and father of the child; and
- (b) the mother and co-parent of the child (within the meaning of the *Family Relationships Act 1975*); and
- (c) the parent of a child under an order under section 18 of the *Surrogacy Act 2019*.

### 4—Entry of particulars in Register on commencement of registered relationship

For the purposes of section 8(2) of the Act, the particulars that are required to be entered in the Register are—

- (a) in respect of each person in the relationship—
  - (i) the person's name; and
  - (ii) the person's occupation; and
  - (iii) the person's principal place of residence; and
  - (iv) the person's date and place of birth; and
  - (v) the name of the person's parents; and
- (b) the date on which the entry relating to the relationship is made in the Register.

## **5—Information and material accompanying application for revocation of registration**

- (1) For the purposes of section 10(2)(b) of the Act—
  - (a) notice of the application to revoke the registration of a relationship must be served by the applicant on the other person in the relationship—
    - (i) personally; or
    - (ii) by leaving the notice for the person at the person's last known residential address or with someone apparently over the age of 16 years at that address; and
  - (b) proof of service of the notice must be provided to the Registrar in the form of a statutory declaration setting out—
    - (i) the name of the person served; and
    - (ii) the method of service; and
    - (iii) the time and date of service.
- (2) For the purposes of section 10(2)(d) of the Act, an application to revoke the registration of a relationship must be accompanied by the following information in relation to each person in the relationship:
  - (a) the person's name;
  - (b) the person's date and place of birth;
  - (c) the date on which the relationship was registered under the Act.

## **6—Entry of particulars in Register on revocation of registration**

For the purposes of section 13(1)(c) of the Act—

- (a) the date on which the Registrar makes an entry relating to the revocation of a registered relationship must be included in the Register; and
- (b) the Registrar must specify the reason the registered relationship ended, whether—
  - (i) because it was revoked in accordance with section 12 of the Act; or
  - (ii) by virtue of an event as set out in section 13(1)(a) or (b) of the Act.

## **7—Corresponding law registered relationships**

For the purposes of section 26(1) of the Act, each of the following laws is declared to be a corresponding law:

- (a) the *Civil Partnerships Act 2011* of Queensland;
- (b) the *Civil Unions Act 2012* of the Australian Capital Territory;
- (c) the *Domestic Relationships Act 1994* of the Australian Capital Territory;
- (d) section 4 and Part 2 of the *Relationships Act 2003* of Tasmania;
- (e) the *Relationships Act 2008* of Victoria;
- (f) the *Relationships Register Act 2010* of New South Wales;

- (g) Book 1 of the *Civil Code* of Québec, Canada;
- (h) the *Domestic Relations Law* of the State of New York, United States of America;
- (i) Book 1 of the *Dutch Civil Code* of the Netherlands;
- (j) Chapter 572 Marriage, Part 1 and Chapter 572B *Civil Unions, Hawaii Revised Statutes* of the State of Hawaii, United States of America;
- (k) the *Civil Marriage Act 2005* of Canada;
- (l) the *Civil Partnership Act 2004* of the United Kingdom;
- (m) the *Civil Union Act 2004* of New Zealand;
- (n) the *Civil Union Act 2006* of South Africa;
- (o) the *Marriage Act 1949* of the United Kingdom;
- (p) the *Marriage Act 1955* of New Zealand
- (q) Division 3 of the *Marriage, Family Code* of the State of California, United States of America;
- (r) the *Marriage and Civil Partnership (Scotland) Act 2014* of Scotland;
- (s) the *Vital Statistics Act, Revised Statutes 1989, c494* of Nova Scotia, Canada.

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
2017	212	<i>Gazette 1.8.2017 p3062</i>	1.8.2017: r 2
<b>2020</b>	<b>215</b>	<b><i>Gazette 18.6.2020 p3418</i></b>	<b>1.9.2020: r 2</b>

### Provisions varied

New entries appear in bold.

Provision	How varied	Commencement
<i>r 2</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	<i>1.9.2020</i>
<b>r 3</b> parent	<b>varied by 215/2020 r 4</b>	<b>1.9.2020</b>