



Queensland

Civil Partnerships Regulation 2012

Subordinate Legislation 2012 No. 16

made under the

Births, Deaths and Marriages Registration Act 2003

Civil Partnerships Act 2011

Personal Injuries Proceedings Act 2002

Queensland Civil and Administrative Tribunal Act 2009

Workers' Compensation and Rehabilitation Act 2003

Contents

		Page
Part 1	Preliminary	
1	Short title	3
2	Commencement	3
Part 2	General	
3	Documents to prove identity etc.—Act ss 7 and 10	3
4	Civil partnerships under corresponding laws—Act, s 33	4
Part 3	Amendment of Births, Deaths and Marriages Registration Regulation 2003	
5	Regulation amended	5
6	Amendment of s 13 (Information and documents for registering events in register—Act, ss 41, 41D or 41E)	5
7	Insertion of new ss 13A and 13B	5
	13A Particulars for registration of civil partnership—Act, s 25B	5
	13B Particulars of termination to be included in register—Act, s 25C	6
8	Amendment of s 15 (Information that may be obtained from register—Act, s 44).	6
9	Insertion of new s 17B	7

Contents

	17B	Information for commemorative civil partnership certificate	7
10		Insertion of new s 18A	7
	18A	Information to be contained in civil partnership extract	7
11		Amendment of sch 1 (Application information).	8
12		Amendment of sch 2 (Information for certificates)	10
Part 4		Amendment of Personal Injuries Proceedings Regulation 2002	
13		Regulation amended	12
14		Amendment of s 3 (Notice of claim—information required for Act, s 9(2)(a))	12
Part 5		Amendment of Queensland Civil and Administrative Tribunal Regulation 2009	
15		Regulation amended	13
16		Amendment of sch 1 (Enabling Acts and provisions).	13
Part 6		Amendment of Workers' Compensation and Rehabilitation Regulation 2003	
17		Regulation amended	13
18		Amendment of s 111 (Notice of claim for damages—Act, s 275).	14

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Civil Partnerships Regulation 2012*.

2 Commencement

This regulation commences on 23 February 2012.

Part 2 General

3 Documents to prove identity etc.—Act ss 7 and 10

- (1) For the Act, sections 7 and 10, the following documents are prescribed—
- (a) for sections 7(2)(b) and (10)(2)(b)—
 - (i) one document from each of the following—
 - (A) a document that shows photographic identification of the person and states the person's date of birth;
 - (B) a document verifying the person's identity;
or
 - (ii) 2 documents mentioned in subparagraph (i)(B), at least one of which must state the person's date of birth;
 - (b) for sections 7(2)(c) and (10)(2)(c)—a document showing where the person lives.

Examples for subsection (1)(a)(i)(A)—

- a driver licence

[s 4]

- a passport
- an adult proof of age card

Examples for subsection (1)(a)(i)(B)—

- a credit card
- a medicare card
- a birth certificate

Examples for subsection (1)(b)—

- a telephone, gas or electricity account statement not more than 6 months old showing where the person lives
- a statement not more than 6 months old issued by a financial institution showing where the person lives

- (2) Each document must be either an original document or a certified copy of an original document.

4 Civil partnerships under corresponding laws—Act, s 33

- (1) For the Act, section 33(2), definition *corresponding law*, the following laws are prescribed—
- (a) *Relationships Register Act 2010* (NSW);
 - (b) *Relationships Act 2008* (Vic);
 - (c) *Relationships Act 2003* (Tas);
 - (d) *Civil Partnerships Act 2008* (ACT).
- (2) For the Act, section 33(1), each of the following relationships is taken to be registered as a civil partnership under the Act—
- (a) a registered relationship under the *Relationships Register Act 2010* (NSW);
 - (b) a registered domestic relationship under the *Relationships Act 2008* (Vic);
 - (c) a significant relationship for which a deed of relationship is registered under the *Relationships Act 2003* (Tas);
 - (d) a relationship registered as a civil partnership under the *Civil Partnerships Act 2008* (ACT).

Part 3 **Amendment of Births, Deaths and Marriages Registration Regulation 2003**

5 **Regulation amended**

This part amends the *Births, Deaths and Marriages Registration Regulation 2003*.

6 **Amendment of s 13 (Information and documents for registering events in register—Act, ss 41, 41D or 41E)**

Section 13(1)—

insert—

‘(d) for an application to register a relationship as a civil partnership—the information in schedule 1, part 4.’.

7 **Insertion of new ss 13A and 13B**

After section 13—

insert—

‘13A **Particulars for registration of civil partnership—Act, s 25B**

‘For the Act, section 25B(2), the following particulars are prescribed for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b)—

- (a) each party’s—
 - (i) full name; and
 - (ii) date of birth; and
 - (iii) place of birth; and
 - (iv) sex; and
 - (v) relationship status before entering into the civil partnership; and

[s 8]

- (vi) usual residential address;
- (b) the full name of each parent of each party;
- (c) the date on which the parties made the declaration of civil partnership;
- (d) the place where the parties made the declaration;
- (e) the full name and registration information of the civil partnership notary before whom the parties made the declaration;
- (f) the registrar's name;
- (g) the registration number;
- (h) the date and place of registration.

‘13B Particulars of termination to be included in register—Act, s 25C

‘For the Act, section 25C(2), the following particulars are prescribed—

- (a) the name and place of the District Court that made the order terminating the civil partnership;
- (b) the date of the order.’.

8 Amendment of s 15 (Information that may be obtained from register—Act, s 44)

(1) Section 15(3)—

insert—

‘(e) for a civil partnership—the information in schedule 2, part 5.’.

(2) Section 15(5)(a), after ‘marriage of’—

insert—

‘or civil partnership between’.

9 Insertion of new s 17B

After section 17A—

insert—

‘17B Information for commemorative civil partnership certificate

- ‘(1) The following information is prescribed for a commemorative civil partnership certificate, to the extent that the information is recorded in, or able to be worked out from, the entry in the register—
- (a) the current full name in the register of each party to the civil partnership;
 - (b) the date and place of registration;
 - (c) the registration number.
- ‘(2) For a commemorative certificate for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b), the following information is prescribed in addition to the information mentioned in subsection (1)—
- (a) the place where the parties made the declaration of civil partnership;
 - (b) the name of the civil partnership notary before whom the parties made the declaration;
 - (c) the date stated in the endorsement by the registrar as mentioned in the *Civil Partnerships Act 2011*, section 12(3).’.

10 Insertion of new s 18A

After section 18—

insert—

‘18A Information to be contained in civil partnership extract

- ‘(1) The following information is prescribed for a civil partnership extract—

[s 11]

- (a) the current full name in the register of each party to the civil partnership;
 - (b) the date and place of registration;
 - (c) the registration number;
 - (d) if the civil partnership has been terminated under the *Civil Partnerships Act 2011*, section 18—the particulars of the termination recorded in the register under the Act, section 25C(2).
- ‘(2) For a civil partnership extract for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b), the following information is prescribed in addition to the information mentioned in subsection (1)—
- (a) the place where the parties made the declaration of civil partnership;
 - (b) the full name and registration information of the civil partnership notary before whom the parties made the declaration;
 - (c) the date stated in the endorsement by the registrar mentioned in the *Civil Partnerships Act 2011*, section 12(3).’.

11 Amendment of sch 1 (Application information)

- (1) Schedule 1, part 1, items 7 and 8—
renumber as schedule 1, part 1, items 8 and 9.
- (2) Schedule 1, part 1, item 6—
omit, insert—
 - ‘6 If the child’s parents are married to each other—the date and place of the marriage.
 - 7 If the child’s parents are in a civil partnership with each other—
 - (a) the date—

-
- (i) for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(a)—of registration; or
 - (ii) for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b)—stated in the endorsement by the registrar mentioned in the *Civil Partnerships Act 2011*, section 12(3); or
 - (iii) for a relationship taken to be registered as a civil partnership under the *Civil Partnerships Act 2011*—on which the parents entered into the civil partnership under the relevant corresponding law; and
- (b) the place where—
- (i) for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(a)—the civil partnership was registered; or
 - (ii) for a civil partnership entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b)—the parents made the declaration of civil partnership; or
 - (iii) for a relationship taken to be registered as a civil partnership under the *Civil Partnerships Act 2011*—the civil partnership was entered into under the relevant corresponding law.’.
- (3) Schedule 1, part 3, items 3 to 7—
renumber as schedule 1, part 3, items 4 to 8.
- (4) Schedule 1, part 3—
insert—
- ‘3 If the deceased person was ever in a civil partnership—
- (a) the name of each civil partner; and
 - (b) the person’s age at the time each civil partnership was registered; and

[s 12]

- (c) the place where—
 - (i) for a civil partnership—the civil partnership was registered; or
 - (ii) for a relationship taken to be registered as a civil partnership under the *Civil Partnerships Act 2011*—the civil partnership was entered into under the relevant corresponding law.’.
- (5) Schedule 1—
insert—

‘Part 4 Civil partnerships

- 1 Each party’s—
 - (a) full name; and
 - (b) date of birth; and
 - (c) place of birth; and
 - (d) sex; and
 - (e) relationship status before entering into the civil partnership; and
 - (f) usual residential address.
- 2 The full name of each parent of each party.’.

12 Amendment of sch 2 (Information for certificates)

- (1) Schedule 2, part 4, item 1(h), after ‘marital’—
insert—
‘or civil partnership’.
- (2) Schedule 2, part 4, items 3 to 18—
renumber as schedule 2, part 4, items 4 to 19.
- (3) Schedule 2, part 4—
insert—

-
- ‘3 If the deceased person was ever in a civil partnership—
- (a) the name of each civil partner; and
 - (b) the person’s age at the time each civil partnership was registered; and
 - (c) the place where—
 - (i) for a civil partnership—the civil partnership was registered; or
 - (ii) for a relationship taken to be registered as a civil partnership under the *Civil Partnerships Act 2011*—the civil partnership was entered into under the relevant corresponding law.’.
- (4) Schedule 2—
insert—

‘Part 5 Civil partnerships

- 1 Each party’s—
 - (a) full name; and
 - (b) usual residential address; and
 - (c) date of birth; and
 - (d) place of birth; and
 - (e) relationship status before entering into the civil partnership.
- 2 The full name of each parent of each party.
- 3 The date of registration.
- 4 The place of registration.
- 5 If the civil partnership was entered into as mentioned in the *Civil Partnerships Act 2011*, section 6(b)—
 - (a) the place where the parties made the declaration of civil partnership; and

[s 13]

- (b) the full name and registration information of the civil partnership notary before whom the parties made the declaration; and
 - (c) the date stated in the endorsement by the registrar mentioned in the *Civil Partnerships Act 2011*, section 12(3).
- 6 The registrar's first initial and surname.
 - 7 The registration number.
 - 8 The particulars of any marginal or other notes.'.

Part 4

Amendment of Personal Injuries Proceedings Regulation 2002

13 Regulation amended

This part amends the *Personal Injuries Proceedings Regulation 2002*.

14 Amendment of s 3 (Notice of claim—information required for Act, s 9(2)(a))

Section 3(7)(a)(iii)—

omit, insert—

‘(iii) if the claimant was the spouse of the injured person—

- (A) if the claimant and the injured person were married—the date and place of the marriage; or
- (B) if the claimant and the injured person were in a civil partnership—the date on which, and

the place where, the civil partnership was registered; or

- (C) if the claimant and the injured person were de facto partners—the date on which they started living together in a de facto relationship; and’.

Part 5 **Amendment of Queensland Civil and Administrative Tribunal Regulation 2009**

15 **Regulation amended**

This part amends the *Queensland Civil and Administrative Tribunal Regulation 2009*.

16 **Amendment of sch 1 (Enabling Acts and provisions)**

Schedule 1, part 1—

insert—

‘*Civil Partnerships Act 2011*, section 29’.

Part 6 **Amendment of Workers’ Compensation and Rehabilitation Regulation 2003**

17 **Regulation amended**

This part amends the *Workers’ Compensation and Rehabilitation Regulation 2003*.

[s 18]

18 Amendment of s 111 (Notice of claim for damages—Act, s 275)

(1) Section 111(2)(a)(i)—

omit, insert—

‘(i) the date of marriage, the date of registration of the civil partnership or the date on which the de facto relationship started; and’.

(2) Section 111(2)(a)(ii)—

omit, insert—

‘(ii) if the claimant and the deceased worker were—

(A) married—the place of the marriage; or

(B) in a civil partnership—the place where the civil partnership was registered; or

(C) in a relationship taken to be registered as a civil partnership under the *Civil Partnerships Act 2011*—the place where the civil partnership was entered into under the relevant corresponding law; or

(D) de facto partners—the residential address where the de facto relationship started; and’.

ENDNOTES

1 Made by the Governor in Council on 2 February 2012.

2 Notified in the gazette on 3 February 2012.

3 Laid before the Legislative Assembly on . . .

4 The administering agency is the Department of Justice and Attorney-General.

© State of Queensland 2012