



*Civil Partnerships Act 2011*

# **Civil Partnerships Regulation 2012**

**Current as at 22 September 2017**





Queensland

# Civil Partnerships Regulation 2012

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# Civil Partnerships Regulation 2012

## 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, 10 and 15

- (1) For sections 7, 10 and 15 of the Act, the following documents are prescribed—
- (a) for sections 7(2)(b), 10(2)(b) and 15(2)(c)—
    - (i) 1 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), 10(2)(c) and 15(2)(c)—a document showing where the person lives.

*Examples for subsection (1)(a)(i)(A)—*

- a driver licence

[s 4]

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- 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 section 33(2) of the Act, definition *corresponding law*, the laws in schedule 1, part 1 are prescribed to be corresponding laws for the Act.
- (2) For section 33(1) of the Act, each relationship in schedule 1, part 2 is taken to be registered as a civil partnership under the Act.

## **Part 3 Fees and annual returns**

#### **5 Fee for termination application—Act, s 15**

For section 15(2)(b) of the Act, the fee prescribed is \$36.80.

#### **6 Application fee for registration of civil partnership notary—Act, s 20**

For section 20(2)(b) of the Act, the application fee prescribed is \$144.90.

**7 Annual registration fee and annual return for civil partnership notary—Act, s 20A**

- (1) For section 20A(1)(a) of the Act—
  - (a) the annual registration fee prescribed is \$144.90; and
  - (b) the day prescribed for giving the registrar the annual registration fee is the anniversary day of the person's registration.
- (2) For section 20A(1)(b) of the Act, the day prescribed for giving the registrar an annual return is the anniversary day of the person's registration.
- (3) In this section—

*anniversary day*, of a person's registration, means the day in each year that is the anniversary of the person's registration under section 20 of the Act.

## **Schedule 1            Corresponding laws and relationships**

section 4

### **Part 1                    Corresponding laws**

- 1    *Relationships Register Act 2010* (NSW)
- 2    *Relationships Act 2008* (Vic)
- 3    *Relationships Act 2003* (Tas)
- 4    *Domestic Relationships Act 1994* (ACT)
- 5    *Civil Unions Act 2012* (ACT)
- 6    *Relationships Register Act 2016* (SA)
- 7    *Civil Union Act 2004* (New Zealand)
- 8    *Marriage Act 1955* (New Zealand)
- 9    *Civil Partnership Act 2004* (United Kingdom)
- 10   *Marriage (Same Sex Couples) Act 2013* (United Kingdom)
- 11   *Marriage Act 2015* (Republic of Ireland)
- 12   *Marriage and Civil Partnership (Scotland) Act 2014* (Scotland)
- 13   *Civil Union Act 2006* (South Africa)
- 14   *Civil Marriage Act 2005* (Canada)
- 15   *Marriage Act*, Revised Statutes of Alberta 2000, Chapter M-5 (Canada)
- 16   *Marriage Act*, Revised Statutes of British Columbia 1996, Chapter 282 (Canada)
- 17   *Marriage Act*, Revised Statutes of Ontario 1990, Chapter M-3 (Canada)



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- 18 *Marriage Act*, Revised Statutes of Yukon 2002, Chapter 146 (Canada)
  - 19 *Marriage Act*, Continuing Consolidation of the Statutes of Manitoba, Chapter M50 (Canada)
  - 20 *Vital Statistics Act*, Continuing Consolidation of the Statutes of Manitoba, Chapter V-60, section 13 (Canada)
  - 21 *Marriage Act*, Revised Statutes of North West Territories, Chapter M4 (Canada)
  - 22 *Marriage Act*, Revised Statutes of Prince Edward Island, Chapter M3 (Canada)
  - 23 Book 2, Civil Code of Quebec 1991, Chapter 64 (Canada)
  - 24 *Marriage Act*, Statutes of Newfoundland and Labrador 2009, Chapter M1.02 (Canada)
  - 25 *Marriage Act*, Revised Statutes of North West Territories (Nunavut) 1988, Chapter M4 (Canada)
  - 26 *Solemnization of Marriage Act*, Revised Statutes of Nova Scotia 1989, Chapter 436 (Canada)
  - 27 *Vital Statistics Act*, R.S.N.S. 1989, c. 494 of Nova Scotia (Canada)
  - 28 *Marriage Act*, Revised Statutes of New Brunswick 1973, Chapter M3 (Canada)
  - 29 *Marriage Act 1995*, Statutes of Saskatchewan 1995, Chapter M4.1 (Canada)
  - 30 Division 2.5 Domestic Partner Registration, *Family Code of the State of California* (United States of America)
  - 31 Division 3 Marriage, *Family Code of the State of California* (United States of America)
  - 32 Chapter 572 Marriage, Part 1, *Revised Statutes of the State of Hawaii* (United States of America)
  - 33 Chapter 572B Civil Unions, Part 1, *Revised Statutes of the State of Hawaii* (United States of America)
  - 34 Domestic Relations Law of the State of New York (United States of America)

## Part 2 Corresponding relationships

- 1 a registered relationship under the *Relationships Register Act 2010* (NSW)
- 2 a registered domestic relationship under the *Relationships Act 2008* (Vic)
- 3 a significant relationship for which a deed of relationship is registered under the *Relationships Act 2003* (Tas)
- 4 a relationship registered as a civil partnership under the *Domestic Relationships Act 1994* (ACT)
- 5 a civil union under the *Civil Unions Act 2012* (ACT)
- 6 a registered relationship under the *Relationships Register Act 2016* (SA)
- 7 a civil partnership under the *Civil Union Act 2004* (New Zealand)
- 8 a marriage of 2 people, regardless of their sex, sexual orientation, or gender identity under the *Marriage Act 1955* (New Zealand)
- 9 a civil partnership under the *Civil Partnership Act 2004* (United Kingdom)
- 10 a marriage of a same sex couple under the *Marriage (Same Sex Couples) Act 2013* (United Kingdom)
- 11 a marriage of 2 persons, without distinction as to their sex under the *Marriage Act 2015* (Republic of Ireland)
- 12 a same sex marriage, or civil partnership, under the *Marriage and Civil Partnership (Scotland) Act 2014* (Scotland)
- 13 a civil union under the *Civil Union Act 2006* (South Africa)
- 14 a lawful union of 2 persons to the exclusion of all others under the *Civil Marriage Act 2005* (Canada)
- 15 a marriage of 2 persons of the same sex under the *Marriage Act, Revised Statutes of Alberta 2000, Chapter M-5* (Canada)

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- 16 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of British Columbia 1996, Chapter 282 (Canada)
  - 17 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of Ontario 1990, Chapter M-3 (Canada)
  - 18 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of Yukon 2002, Chapter 146 (Canada)
  - 19 a marriage of 2 persons of the same sex under the *Marriage Act*, Continuing Consolidation of the Statutes of Manitoba, Chapter M50 (Canada)
  - 20 a common-law relationship under the *Vital Statistics Act*, Continuing Consolidation of the Statutes of Manitoba, Chapter V-60, section 13 (Canada)
  - 21 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of North West Territories, Chapter M4 (Canada)
  - 22 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of Prince Edward Island, Chapter M3 (Canada)
  - 23 a marriage of 2 persons of the same sex, or a civil union, under Book 2, Civil Code of Quebec 1991, Chapter 64 (Canada)
  - 24 a marriage of 2 persons of the same sex under the *Marriage Act*, Statutes of Newfoundland and Labrador 2009, Chapter M1.02 (Canada)
  - 25 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of North West Territories (Nunavut) 1988, Chapter M4 (Canada)
  - 26 a marriage of 2 persons of the same sex under the *Solemnization of Marriage Act*, Revised Statutes of Nova Scotia 1989, Chapter 436 (Canada)
  - 27 a domestic partnership under the *Vital Statistics Act*, R.S.N.S. 1989, c. 494 of Nova Scotia (Canada)

Schedule 1

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- 28 a marriage of 2 persons of the same sex under the *Marriage Act*, Revised Statutes of New Brunswick 1973, Chapter M3 (Canada)
- 29 a marriage of 2 persons of the same sex under the *Marriage Act 1995*, Statutes of Saskatchewan 1995, Chapter M4.1 (Canada)
- 30 a domestic partnership under Division 2.5 Domestic Partner Registration, *Family Code of the State of California* (United States of America)
- 31 a marriage of 2 persons of the same sex under Division 3 Marriage, *Family Code of the State of California* (United States of America)
- 32 a marriage of a same-sex couple under Chapter 572 Marriage, Part 1, *Revised Statutes of the State of Hawaii* (United States of America)
- 33 a civil union under Chapter 572B Civil Unions, Part 1, *Revised Statutes of the State of Hawaii* (United States of America)
- 34 a marriage of 2 persons of the same sex under the Domestic Relations Law of the State of New York (United States of America)

## 1 Index to endnotes

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- 3 Table of reprints
- 4 List of legislation
- 5 List of annotations

## 2 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
<b>AIA</b>	= <b>Acts Interpretation Act 1954</b>	<b>(prev)</b>	= <b>previously</b>
<b>amd</b>	= <b>amended</b>	<b>proc</b>	= <b>proclamation</b>
<b>amd</b>	= <b>amendment</b>	<b>prov</b>	= <b>provision</b>
<b>t</b>			
<b>ch</b>	= <b>chapter</b>	<b>pt</b>	= <b>part</b>
<b>def</b>	= <b>definition</b>	<b>pubd</b>	= <b>published</b>
<b>div</b>	= <b>division</b>	<b>R[X]</b>	= <b>Reprint No. [X]</b>
<b>exp</b>	= <b>expires/expired</b>	<b>RA</b>	= <b>Reprints Act 1992</b>
<b>gaz</b>	= <b>gazette</b>	<b>reloc</b>	= <b>relocated</b>
<b>hdg</b>	= <b>heading</b>	<b>renu</b>	= <b>renumbered</b>
		<b>m</b>	
<b>ins</b>	= <b>inserted</b>	<b>rep</b>	= <b>repealed</b>
<b>lap</b>	= <b>lapsed</b>	<b>(retro</b>	= <b>retrospectively</b>
		<b>)</b>	
<b>notf</b>	= <b>notified</b>	<b>rv</b>	= <b>revised version</b>
<b>d</b>			
<b>num</b>	= <b>numbered</b>	<b>s</b>	= <b>section</b>

<b>Key</b>	<b>Explanation</b>	<b>Key</b>	<b>Explanation</b>
<b>o in c</b>	<b>= order in council</b>	<b>sch</b>	<b>= schedule</b>
<b>om</b>	<b>= omitted</b>	<b>sdiv</b>	<b>= subdivision</b>
<b>orig</b>	<b>= original</b>	<b>SIA</b>	<b>= Statutory Instruments Act 1992</b>
<b>p</b>	<b>= page</b>	<b>SIR</b>	<b>= Statutory Instruments Regulation 2012</b>
<b>para</b>	<b>= paragraph</b>	<b>SL</b>	<b>= subordinate legislation</b>
<b>prec</b>	<b>= preceding</b>	<b>sub</b>	<b>= substituted</b>
<b>pres</b>	<b>= present</b>	<b>unnum</b>	<b>= unnumbered</b>
		<b>m</b>	
<b>prev</b>	<b>= previous</b>		

### 3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

<b>Reprint No.</b>	<b>Amendments included</b>	<b>Effective</b>	<b>Notes</b>
1	none	23 February 2012	
2	2012 Act No. 12	27 June 2012	

<b>Current as at</b>	<b>Amendments included</b>	<b>Notes</b>
1 July 2013	2013 SL No. 122	
1 July 2014	2014 SL No. 128	
1 July 2015	2015 SL No. 53	
22 March 2016	2016 SL No. 15	
1 July 2016	2016 SL No. 85	
1 July 2017	2017 SL No. 109	
22 September 2017	2017 SL No. 191	

## 4 List of legislation

### Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note.

### **Civil Partnerships Regulation 2012 SL No. 16 (prev Relationships Regulation 2012; orig Civil Partnerships Regulation 2012)**

made by the Governor in Council on 2 February 2012

notfd gaz 3 February 2012 pp 227–8

ss 1–2 commenced on date of notification

remaining provisions commenced 23 February 2012 (see s 2)

exp 1 September 2022 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Civil Partnerships and Other Legislation Amendment Act 2012 No. 12 pts 1, 3**

date of assent 27 June 2012

commenced on date of assent

### **Justice Legislation (Fees) Amendment Regulation (No. 1) 2013 SL No. 122**

notfd gaz 28 June 2013 pp 739–47

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2013 immediately after the Uniform Civil Procedure and Another Rule Amendment Rule (No. 1) 2013 (see s 2)

**Justice Legislation (Fees) Amendment and Repeal Regulation (No. 1) 2014 SL No. 128 ss 1–2(1), 3 sch**

notfd <www.legislation.qld.gov.au> 27 June 2014  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2014 (see s 2(1))

**Justice Legislation (Fees) Amendment Regulation (No. 1) 2015 SL No. 53 pts 1, 43**

notfd <www.legislation.qld.gov.au> 26 June 2015  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2015 (see s 2)

**Relationships (Civil Partnerships) and Other Legislation Amendment Regulation (No. 1) 2016 SL No. 15 pts 1, 3**

notfd <www.legislation.qld.gov.au> 11 March 2016  
ss 1–2 commenced on date of notification  
pt 3 commenced 22 March 2016 (see s 2)

**Justice Legislation (Fees) Amendment Regulation (No. 1) 2016 SL No. 85 pts 1, 15**

notfd <www.legislation.qld.gov.au> 17 June 2016  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2016 (see s 2)

**Justice Legislation (Fees) Amendment Regulation (No. 1) 2017 SL No. 109**

notfd <www.legislation.qld.gov.au> 30 June 2017  
ss 1–2 commenced on date of notification  
pt 15 commenced 1 July 2017 (see s 2)

**Transport and Other Legislation Amendment Act 2017 No. 25**

date of assent 25 August 2017  
ss 1–2 commenced on date of assent  
pt 14 div 2 not yet proclaimed into force (see s 2(c))

**Civil Partnerships (Corresponding Laws) Amendment Regulation 2017 SL No. 191**

notfd <www.legislation.qld.gov.au> 22 September 2017  
commenced on date of notification

## 5 List of annotations

### Short title

s 1 amd 2012 Act No. 12 s 28; 2016 SL No. 15 s 16

### Documents to prove identity etc.—Act, ss 7, 10 and 15

s 3 amd 2012 Act No. 12 s 29; 2016 SL No. 15 s 17

### Civil partnerships under corresponding laws—Act, s 33

s 4 amd 2012 Act No. 12 s 30; 2016 SL No. 15 s 18  
sub 2017 SL No. 191 s 3

### PART 3—FEES AND ANNUAL RETURNS

pt hdg ins 2016 SL No. 15 s 19



**Fee for application for termination—Act, s 15**

s 5 ins 2012 Act No. 12 s 31

amd 2013 SL No. 122 s 3 sch; 2014 SL No. 128 s 3 sch; 2015 SL No. 53 s 98; 2016 SL No. 15 s 20; 2016 SL No. 85 s 30; 2017 SL No. 109 s 31

**Application fee for registration of civil partnership notary—Act, s 20**

s 6 ins 2016 SL No. 15 s 21

amd 2017 SL No. 109 s 32

**Annual registration fee and annual return for civil partnership notary—Act, s 20A**

s 7 ins 2016 SL No. 15 s 21

amd 2017 SL No. 109 s 33

**SCHEDULE 1—CORRESPONDING LAWS AND RELATIONSHIPS**

sch 1 ins 2017 SL No. 191 s 4

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