

1970

## c 87 The Vital Statistics Amendment Act, 1970

Ontario

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## CHAPTER 87

## An Act to amend The Vital Statistics Act

*Assented to November 13th, 1970*  
*Session Prorogued November 13th, 1970*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 4 of *The Vital Statistics Act* is amended by striking out "who shall be deemed to be a deputy minister under *The Public Service Act*" in the second, third and fourth lines and by striking out "directly" in the fifth line, so that the subsection shall read as follows:

R.S.O. 1960,  
c. 419, s. 4,  
subs. 1,  
amended

- (1) There shall be a Deputy Registrar General appointed by the Lieutenant Governor in Council who shall have direct supervision of the office of the Registrar General and be responsible to the Registrar General for the conduct of his office and who shall perform such other duties as may be prescribed by the regulations or delegated to him by the Registrar General.

Deputy  
Registrar  
General

2.—(1) Subsection 4 of section 6 of *The Vital Statistics Act*, as re-enacted by section 1 of *The Vital Statistics Amendment Act, 1960-61* and amended by subsection 1 of section 1 of *The Vital Statistics Amendment Act, 1962-63*, is further amended by striking out "subsections 4a and" in the amendment of 1962-63 and inserting in lieu thereof "subsection", so that the subsection shall read as follows:

R.S.O. 1960,  
c. 419, s. 6,  
subs. 4  
(1960-61,  
c. 102, s. 1),  
amended

- (4) Except as provided in subsection 4c, the birth of a child of a married woman shall be registered showing the surname of the husband as the surname of the child, and the particulars of the husband shall be given as those of the father of the child.

Birth of  
child to  
married  
woman

(2) Subsections 4a and 4b of the said section 6, as enacted by section 1 of *The Vital Statistics Amendment Act, 1960-61*, are repealed.

R.S.O. 1960,  
c. 419, s. 6,  
subs. 4a, 4b  
(1960-61,  
c. 102, s. 1),  
repealed

R.S.O. 1960,  
c. 419, s. 6,  
subs. 4c  
(1962-63,  
c. 141, s. 1,  
subs. 2),  
amended

(3) Subsection 4c of the said section 6, as enacted by subsection 2 of section 1 of *The Vital Statistics Amendment Act, 1962-63*, is amended by adding "and" at the end of clause *a* and by striking out clauses *c* and *d*, so that the subsection shall read as follows:

Further  
alternative  
procedure  
in certain  
cases

(4c) Where a married woman to whom a child is born files with the division registrar a statutory declaration in the prescribed form,

(a) that when the child was conceived she was living separate and apart from her husband; and

(b) that her husband is not the father of the child,

no particulars of the father shall be given in the statement mentioned in subsection 1, unless the mother and a person who acknowledges himself to be the father of the child both so request in writing in the prescribed form, in which case the particulars of the person so acknowledging may be given as the particulars of the father, or the birth may be registered showing the surname of the person so acknowledging as the surname of the child, or both.

R.S.O. 1960,  
c. 419, s. 28,  
subs. 2,  
re-enacted;  
subss. 3-6,  
repealed

**3.** Subsections 2, 3, 4, 5 and 6 section 28 of *The Vital Statistics Act* are repealed and the following substituted therefor:

Registration  
of statement

(2) If the marriage dissolved or annulled by the decree was solemnized in Ontario and registered with the Registrar General, the Registrar General, upon receipt of the statement of the divorce, shall register the statement.

R.S.O. 1960,  
c. 419, s. 29,  
repealed

**4.** Section 29 of *The Vital Statistics Act* is repealed.

R.S.O. 1960,  
c. 419, s. 50,  
amended

**5.** Section 50 of *The Vital Statistics Act*, as amended by section 7 of *The Vital Statistics Amendment Act, 1965*, is further amended by adding thereto the following subsection:

Statistics  
excepted

(2) Nothing in subsection 1 prohibits the furnishing and publication of information of a general statistical nature that does not disclose information about any individual person.

Commence-  
ment

**6.** This Act comes into force on the day it receives Royal Assent.

Short title

**7.** This Act may be cited as *The Vital Statistics Amendment Act, 1970*.