

Registration Service Bill

EXPLANATORY NOTES

Explanatory notes to the Bill, prepared by the Office for National Statistics with the consent of Dr Brian Iddon MP, are published separately as Bill 78 – EN.

Registration Service Bill

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TO

Make provision about certain offices under the Registration Service Act 1953; to make provision about the holders of certain offices under that Act and the appointment of persons to such offices; and for connected purposes.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Transfer to local authority employment

- (1) On the appointed day, every person who immediately before that day holds a relevant office becomes an employee of his appointing authority.
- (2) The relevant offices are —
 - (a) superintendent registrar of births, deaths and marriages appointed under section 6 of the Registration Service Act 1953 (c. 37); 5
 - (b) registrar of births and deaths appointed under that section;
 - (c) deputy superintendent registrar of births, deaths and marriages appointed under section 8 of that Act;
 - (d) deputy registrar of births and deaths appointed under that section. 10
- (3) The terms and conditions of appointment of a relevant office holder have effect from the appointed day (subject to any necessary modifications) as the terms and conditions of his employment with the authority.
- (4) On the appointed day any liabilities incurred by a relevant office holder in connection with the exercise of his functions are transferred to the appointing authority. 15
- (5) Any period which ends immediately before the appointed day during which a person was continuously —
 - (a) a relevant office holder (whether in respect of the same or different relevant offices), or 20
 - (b) a relevant office holder (whether in respect of the same or different relevant offices) or an employee of a local authority,
 must be treated as a period of continuous employment with the appointing authority.

- (6) If, immediately before the appointed day, a relevant officer holder was a member of a pension scheme established in pursuance of regulations under sections 7 and 12 of the Superannuation Act 1972 (c. 11), he continues to be a member of the scheme by virtue of his becoming an employee of the appointing authority. 5
- (7) In relation to a relevant office holder, the appointing authority is the local authority by whom he is appointed.
- (8) Each of the following is a local authority –
- (a) the council of a non-metropolitan county;
 - (b) the council of a metropolitan district; 10
 - (c) the council of a county borough;
 - (d) the Common Council of the City of London.
- (9) The appointed day is the day appointed in pursuance of section 3 for the coming into force of this section.
- 2 Registration Service Act 1953: amendments and repeals 15**
- (1) The Registration Service Act 1953 (c. 37) is amended as follows.
- (2) In section 6 (superintendent registrars and registrars of births and deaths) –
- (a) the proviso to subsection (1) is repealed;
 - (b) in subsection (3) for the words “a salaried officer paid by” substitute “an officer of”; 20
 - (c) also in subsection (3), paragraphs (a) and (b) and the words “and shall” before paragraph (a) are repealed;
 - (d) subsection (4) is repealed.
- (3) Section 7 (additional registrars of marriages) is repealed.
- (4) In section 8 (deputy superintendent registrars and registrars) – 25
- (a) in subsection (1) the words “subject to the approval of the Registrar General” are repealed;
 - (b) in subsection (2) the words “but be removable by the Registrar General” are repealed.
- (5) In section 13(2)(f) (local schemes of organisation) the words from “so however” to the end are repealed. 30
- (6) In section 15(1) (delivery of documents on ceasing to hold office), the words from “or, if there is no successor,” to the end are repealed.
- 3 Short title, commencement and extent**
- (1) This Act may be cited as the Registration Service Act 2006. 35
- (2) This Act (except this section) comes into force on such day as the Chancellor of the Exchequer by order made by statutory instrument appoints.
- (3) This Act does not extend to Scotland or Northern Ireland.

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To make provision about certain offices under the Registration Service Act 1953; to make provision about the holders of certain offices under that Act and the appointment of persons to such offices; and for connected purposes.

*Presented by Dr Brian Iddon
supported by
Mr David Anderson, Mary Creagh,
Jim Dobbin, Kelvin Hopkins
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