



**SEANAD ÉIREANN**

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**AN BILLE UM CHLÁRÚ SIBHIALTA, 2019  
CIVIL REGISTRATION BILL 2019**

**LEASUITHE COISTE  
COMMITTEE AMENDMENTS**

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# SEANAD ÉIREANN

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An Bille um Chlárú Sibhialta, 2019  
—An Coiste

CIVIL REGISTRATION BILL 2019  
—Committee Stage

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*Leasuithe  
Amendments*

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*\*Government amendments are denoted by an asterisk*

## SECTION 1

1. In page 3, between lines 10 and 11, to insert the following:

“ “Act of 1956” means the Irish Nationality and Citizenship Act 1956;” ”.

—*Senator Fintan Warfield.*

## SECTION 2

2. In page 3, between lines 13 and 14, to insert the following:

### **“Amendment of section 16 of Act of 1956:**

2. Section 16 of the Act of 1956 by the insertion of the following paragraph after paragraph (f):

‘(g) where the applicant is an Irish citizen who is ordinarily resident outside the state, acting on behalf of a minor, and where they are legally recognised as a parent of that minor within their country of residence, by virtue of their spouse conceiving through donor assisted human reproduction means.’”.

—*Senator Fintan Warfield.*

## SECTION 10

3. In page 6, between lines 28 and 29, to insert the following:

### **“Evidence of births: further provision**

10. The Act of 2004 is amended by inserting the following new section after section 68:

#### **‘Evidence of births: further provision**

**68A.(1)**Where—

- (a) an entry in the register of births is, in accordance with section 68, evidence of the birth to which the entry relates, and
- (b) a person is named in the entry as father or mother of the person to whose birth the entry relates,

[SECTION 10]

the entry is, in addition to being evidence of the birth to which it relates, also evidence of the parental relationship thereby indicated.

- (2) Subject to subsection (3), where—
- (a) an entry in the register of births was made in accordance with the relevant provisions of the repealed enactments,
  - (b) a person was named in the entry as father or mother of the person to whose birth the entry relates, and
  - (c) the person to whose birth the entry relates was consistently treated, with regard to the rights and duties of parents and children in relation to each other, as the child of the person so named as his or her father or mother,

evidence to contradict the parental relationship established in accordance with subsection (1) is not admissible against the person to whose birth the entry relates, or any one claiming under that person, in any civil proceedings where the existence of that relationship is sought to be put in issue.

- (3) Subsection (2) does not apply in a case where the person to whose birth the entry relates, in relation to that entry, committed an offence under this Act.’”.

—*Senators Ivana Bacik, Kevin Humphreys, Gerald Nash, Aodhán Ó Riordáin.*

SECTION 13

4. In page 8, between lines 2 and 3, to insert the following:

“(2) Section 27 of the Act of 2015 is amended by the insertion of the following new subsection after subsection (5):

‘(6) When a child is conceived through non-clinical Donor Assisted Human Reproduction procedures should be in place to recognise a second intended parent as a legal parent.’”.

—*Senator David Norris.*

5. In page 8, between lines 3 and 3, to insert the following:

“(2) Section 27 of the Act of 2015 is amended by the insertion of the following new subsection after subsection (5):

‘(6) Retrospective applications for a declaration of parentage in cases of Donor Assisted Human Reproduction should be recognised where a known donor was used.’”.

—*Senator David Norris.*

6. In page 8, line 3, to delete “” and substitute the following:

“(2) Section 27 of the Act of 2015 is amended by the insertion of the following new subsection after subsection (5):

[SECTION 13]

‘(6) The second intended parent in cases where she provides her egg to enable conception should be recognised as a legal parent.’’.

—*Senator David Norris.*

7. In page 8, between lines 3 and 3, to insert the following:

“(2) Section 27 of the Act of 2015 is amended by the insertion of the following new subsection after subsection (5):

‘(6) When a child is conceived through surrogacy outside the state procedures should be in place to legally recognise the parentage of the child conceived.’’.

—*Senator David Norris.*