

ORDINANCE OF THE CHIEF PLEAS OF SARK

Ordinance No. II of 2017

**The Children (Parental Responsibility Agreement) (Sark)
Ordinance, 2017**

THE CHIEF PLEAS OF SARK, in pursuance of their Resolution of the 18th January, 2017, and in exercise of the powers conferred on them by sections 6(2)(c) and 43 of the Children (Sark) Law, 2016^a, hereby order:-

Form of parental responsibility agreement.

1. A written agreement made under section 6(2)(c) of the Children (Sark) Law, 2016 (a "parental responsibility agreement") shall be made in the form set out in the Schedule to this Ordinance.

Filing and registration.

2. (1) A parental responsibility agreement, together with two copies, shall be filed, with the Court of the Seneschal of Sark.

(2) Upon filing of the documents referred to in subsection (1), the Court shall seal the copies and send or give one to the child's mother and one to the child's father.

(3) A parental responsibility agreement filed in accordance with this section shall be registered on the public records of the Island of Sark.

^a Approved by the Chief Pleas on 20th January, 2016, given Royal Sanction on 13th July, 2016 and registered on the Records of the Island on 2nd August, 2016.

Interpretation.

3. (1) The Interpretation (Guernsey) Law, 1948^b applies to the interpretation of this Ordinance.

(2) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Citation.

4. This Ordinance may be cited as the Children (Parental Responsibility Agreement) (Sark) Ordinance, 2017.

Commencement.

5. This Ordinance shall come into force on the 19th January, 2017.

^b Ordres en Conseil Vol. XIII, p. 355.

SCHEDULE

Section 1

Form of parental responsibility agreement

Parental Responsibility Agreement Children (Sark) Law 2016 (section 6(2)(c))

Read the notes on the other side before you sign this agreement

Date recorded at the Court of the Seneschal of Sark: _____

This is a Parental Responsibility Agreement regarding

the Child Full name _____

Gender _____ Date of birth _____ Date of 18th birthday _____

Between

the Mother Name _____

Address _____

and the Father Name _____

Address _____

We declare that we are the mother and father of the above child and we agree that the child's father shall have parental responsibility for the child (in addition to the mother having parental responsibility)

Signed (**Mother**)

Signed (**Father**)

Date _____

Date _____

Signed in the presence of the
Seneschal of Sark

Signed in the presence of the
Seneschal of Sark

Certificate of Witness The following evidence of identity was produced by the person signing above:

The following evidence of identity was produced by the person signing above:

Signed by the Seneschal of Sark

Signed by the Seneschal of Sark

Date _____

Date _____

Seneschal's Stamp

Notes about the Parental Responsibility Agreement

Please read these notes before you sign the agreement

When you fill in the Agreement

Please use black ink [the Agreement will be copied]. Put the name of one child only. If the father is to have parental responsibility for more than one child, fill in a separate form for each child.

Do not sign the Agreement until you are in the presence of the Seneschal

When you have filled in the Agreement

You will need to make an appointment with the Seneschal.

When you come to the meeting with the Seneschal you will need to bring the following with you

- The form [you may choose to fill the form in at the meeting or before]
- The following identification:
 - Mother**
 - The child's full birth certificate
 - Evidence of your identity showing a photograph and signature [for example a photocard, official pass or passport]. Please note that the child's birth certificate cannot be accepted as sufficient proof of your identity.
 - Father**
 - Evidence of your identity showing a photograph and signature [for example a photocard, official pass or passport].

Once the Agreement has been signed and witnessed it will be copied so that the original Agreement is filed with the court and both parents receive a copy for their own records.

Ending the Agreement

Once a parental responsibility agreement has been made it can only end

- By order of the court made on the application of any person who has parental responsibility for the child
- By an order of the court made on the application of the child with permission of the court
- When the child reaches the age of 18