

**REGULATIONS RELATING TO THE COMPULSORY NOTIFICATION OF BIRTHS  
[HEALTH ACT, 1977 (ACT NO. 63 OF 1977)]**

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**As amended by:**

Government Notice No. R.2223 of 4 October 1985  
Government Notice No. R.538 of 27 March 1986  
Government Notice No. R.1098 of 6 June 1986  
Government Notice No. R.2200 of 24 October 1986  
Government Notice No. R.1098 of 22 May 1987  
Government Notice No. R.43 of 5 February 1988  
Government Notice No. R.1068 of 10 June 1988  
Government Notice No. R.1530 of 5 August 1988  
Government Notice No. R.2295 of 11 November 1988  
Government Notice No. R.1000 of 19 May 1989  
Government Notice No. R.1363 of 22 June 1990  
Government Notice No. R.2597 of 9 November 1990  
Government Notice No. R.1310 of 14 June 1991  
Government Notice No. R. 876 of 20 March 1992  
Government Notice No. R.2714 of 2 October 1992  
Government Notice No. R.944 of 4 June 1993  
Government Notice No. R.499 of 18 March 1994  
Government Notice No. R.1834 of 28 October 1994  
Government Notice No. R.716 of 22 April 1994  
Government Notice No. R.1307 of 3 October 1997

The Minister of Health has, in terms of section 33(2) of the Health Act, 1977 (Act 63 of 1977), made the regulations set out in the Schedule hereto.

**SCHEDULE**

**1. Definitions**

In these regulations “**the Act**” shall mean the Health Act, 1977 (Act 63 of 1977), and any expression to which a meaning has been assigned in the Act shall have such meaning and, unless the context otherwise indicates -

“**birth**” shall mean the birth of a live-born child, including the birth of a still-born child from a gestation of not less than 26 weeks;

“**midwife**” shall mean a person registered or enrolled as such in terms of section 16 of the Nursing Act, 1978 (Act 50 of 1978), including an accoucheur;

2. (a) Any medical practitioner or midwife who is present at the birth of a child in the area of jurisdiction of the local authority mentioned in Annexure of these regulations shall notify the particulars required by Annexure B hereof to the office of the health department, or an appropriate section of such local authority in accordance with the provisions of these regulations.
- (b) Subject to the provisions of paragraph (c), such notification shall -

- (i) if verbal or in writing by hand, be furnished not later than the first working day of the local authority concerned following the birth; or
    - (ii) if furnished by post, be posted within 24 hours after the birth.
  - (c) Where circumstances prevail that prevent such notification within the time limit prescribed in paragraph (b), it shall be furnished forthwith when circumstances do permit.
3. In the event of no medical practitioner or midwife being present at the birth of child, it shall be the duty of the father of such a child or, in the event of the death or absence or other inability of the father, the mother of such child or, in the event of the death or inability of the mother, any person present at the birth or the occupier of the dwelling in which such child is born or, in the event of the death or absence or other inability of such occupier, the person having charge of such child to act *mutates mutandis* in terms of the provisions of regulation 2.
4. (a) The provisions of these regulations shall be in addition to and not in substitution for any provisions of another law relating to the registration of births.
- (b) A registrar or assistant registrar of births and deaths referred to in the Births, Marriages and Deaths Registration Act, 1963 (Act 8 of 1963), or a person authorized in writing by such registrar or assistant registrar may at all reasonable time examine and extract or copy any notification received by a local authority in terms of these regulations or any register in which such notifications are recorded.

#### ANNEXURE A

(a) **Municipalities and City Councils:**

- ⊙ Allival North
- ⊙ Adelaide
- ⊙ Ashton
- ⊙ Bainsvlei
- ⊙ Barberton
- ⊙ Barrydale
- ⊙ Bellville
- ⊙ Bethlehem
- ⊙ Bethulie
- ⊙ Bloemfontein
- ⊙ Bo-Karoo
- ⊙ Boshof
- ⊙ Bothaville
- ⊙ Brackenfell
- ⊙ Brandfort
- ⊙ Bredasdorp
- ⊙ Bultfontein
- ⊙ Burgersdorp
- ⊙ Caledon
- ⊙ Cape Town
- ⊙ Cederberg
- ⊙ Ceres
- ⊙ Clarens
- ⊙ Clarens: Kgubetswana
- ⊙ Clocolan
- ⊙ Cradock

- ⊙ Dealesville
- ⊙ Despatch
- ⊙ Dewetsdorp
- ⊙ Dordrecht
- ⊙ Durban
- ⊙ Durbanville
- ⊙ East London
- ⊙ Edenburg
- ⊙ Empangeni
- ⊙ Eshowe
- ⊙ Estcourt
- ⊙ Excelsior
- ⊙ Fauresmith
- ⊙ Ficksburg
- ⊙ Fish Hoek
- ⊙ Fouriesburg
- ⊙ Frankfort
- ⊙ George
- ⊙ Goodwood
- ⊙ Graaff-Reinet
- ⊙ Grabouw
- ⊙ Grootrivier
- ⊙ Harrismith
- ⊙ Heilbron
- ⊙ Hermanus
- ⊙ Hertzogville
- ⊙ Hobhouse
- ⊙ Hoopstad
- ⊙ Ibayi
- ⊙ Jacobsdal
- ⊙ Jamestown
- ⊙ Jeffreys Bay
- ⊙ Kathu
- ⊙ Kestell
- ⊙ Kimberley
- ⊙ King William's Town
- ⊙ Knysna
- ⊙ Koffiefontein
- ⊙ Kokstad
- ⊙ Kraaifontein
- ⊙ Kroonstad
- ⊙ Kuilsrivier
- ⊙ Ladybrand
- ⊙ Lambert's Bay
- ⊙ Langebaan
- ⊙ Lindley
- ⊙ Luckhoff
- ⊙ Lydenburg
- ⊙ Malmesbury
- ⊙ Marble Hall
- ⊙ Middelburg (CP)

- ⊙ Milnerton
- ⊙ Montagu
- ⊙ Napier
- ⊙ Nelspruit
- ⊙ New Bethesda
- ⊙ Odendaalsrus
- ⊙ Orkney
- ⊙ Oudtshoorn
- ⊙ Parow
- ⊙ Parys
- ⊙ Patensie
- ⊙ Paul Roux
- ⊙ Pearston
- ⊙ Petrusburg
- ⊙ Petrus Steyn
- ⊙ Petsana
- ⊙ Phalaborwa
- ⊙ Philippolis
- ⊙ Pietermaritzburg
- ⊙ Pietersburg
- ⊙ Pinelands
- ⊙ Plettenberg Bay
- ⊙ Port Alfred
- ⊙ Port Elizabeth
- ⊙ Prince Albert
- ⊙ Queensburgh
- ⊙ Queenstown
- ⊙ Reddersburg
- ⊙ Reitz
- ⊙ Richards Bay
- ⊙ Richtersveld
- ⊙ Sabie
- ⊙ Sasolburg
- ⊙ Senekal
- ⊙ Simon's Town
- ⊙ Somerset East
- ⊙ Somerset West
- ⊙ Springfontein
- ⊙ Stellenbosch
- ⊙ Steynsrus
- ⊙ Strand
- ⊙ Swellendam
- ⊙ Theunissen
- ⊙ Trompsburg
- ⊙ Tweespruit
- ⊙ Uitenhage
- ⊙ Uppington
- ⊙ Velddrif
- ⊙ Viljoenskroon
- ⊙ Villiersdorp
- ⊙ Virginia

- ⊙ Vrede
- ⊙ Vredenburg-Saldanha
- ⊙ Vredendal
- ⊙ Vryheid
- ⊙ Walvisbay
- ⊙ Warden
- ⊙ Welkom
- ⊙ Wellington
- ⊙ Wepener
- ⊙ Wesselsbron
- ⊙ Westville
- ⊙ Winburg
- ⊙ Worcester
- ⊙ Zastron

**(b) Divisional Councils:**

- Bredasdorp-Swellendam
- Caledon
- Cape
- Drakensberg
- Humansdorp
- Kaffraria
- Klein Karoo-Langkloof
- Langeberg
- Matroosberg
- Midland
- Namaqualand
- Nuwe-Roggeveld
- Outeniqua
- Paarl
- Smaldeel
- Stellenbosch
- Stormberg
- Swartland
- Witzenberg
- Wynland

**(c) Other:**

- ❖ Algoa
- ❖ Allanridge Village Management Board
- ❖ eMgwenya Town Committee
- ❖ mamre management Board
- ❖ Orangeville Village Management Board
- ❖ Richmond Town Board
- ❖ Van Stadensrus Village Management Board
- ❖ Western Cape Development Board

**ANNEXURE B**

- (a) Name, age and population group of mother at the time of birth.
- (b) Marital status of mother.
- (c) Name and population group of father.
- (d) Period of gestation -
  - (i) less than 36 weeks; or

