

CAYMAN ISLANDS



Civil Partnership Law, 2020

(Law 35 of 2020)

CIVIL PARTNERSHIP REGULATIONS, 2020

(SL 124 of 2020)

Supplement No. 1 published with Legislation Gazette No. 71 dated 25th September, 2020.

PUBLISHING DETAILS



CAYMAN ISLANDS**Civil Partnership Law, 2020****CIVIL PARTNERSHIP REGULATIONS, 2020****(SL 124 of 2020)****Arrangement of Regulations**

Regulation	Page
1. Citation and commencement	5
2. Forms	5
3. Fees	5
4. Appointment of Civil Registrars, Deputies to Civil Registrars and civil partnership officers - criteria for appointment	6
SCHEDULE 1	7
SCHEDULE 2	34

CAYMAN ISLANDS**Civil Partnership Law, 2020****(Law 35 of 2020)****CIVIL PARTNERSHIP REGULATIONS, 2020****(SL 124 of 2020)**

In exercise of the powers conferred by section 50 of the Civil Partnership Law, 2020 the Governor, after consultation with the Premier, makes the following Regulations —

Citation and commencement

1. (1) These Regulations may be cited as the Civil Partnership Regulations, 2020.
- (2) These Regulations come into force on 28th September, 2020.

Forms

2. The forms in Schedule 1 are prescribed for the purposes of the Law.

Fees

3. (1) The fees in Schedule 2 are prescribed for the purposes of the Law, and are due and payable before the performance of the duty or the carrying out of the act to which they relate.
- (2) Fees received by or on behalf of the Registrar under the Law shall be accounted for and paid into the general revenue of the Islands.

Appointment of Civil Registrars, Deputies to Civil Registrars and civil partnership officers - criteria for appointment

4. (1) The Governor, in determining whether to appoint a person as a Civil Registrar or to approve the appointment of a person as a deputy Civil Registrar, shall be satisfied that —
- (a) the person is of good character;
 - (b) the person is able to, and will, conscientiously perform the duties of a Civil Registrar under the Law; and
 - (c) the appointment is in the public interest,
- and for the purposes of making the determination, shall require such documentation as the Governor considers necessary to confirm that the person satisfies the criteria set out in paragraph (1)(a), (b) or (c), including character references.
- (2) The Deputy Governor shall, for the purposes of making an appointment of a person as a civil partnership officer under section 26(2) of the Law, require such documentation as the Deputy Governor considers necessary to confirm that the person satisfies the criteria set out in section 26(2) of the Law, including character references.



SCHEDULE 1

(regulation 2)

FORMS

FORM A

(section 8(1))

NOTICE OF INTENDED CIVIL PARTNERSHIP

To _____
(the Registrar)/(a Civil Registrar)

I / WE give you notice that a civil partnership is intended to be had between us, the parties named herein below and described, that is to say:

First Name: _____ Middle Name: _____

Surname: _____

Residential address: _____

Status: _____

(Single/ Divorced/ Former Civil Partner/ Widow/Widower) ^{Note 1*}

Occupation: _____

and

First Name: _____ Middle Name: _____

Surname: _____

Residential address: _____



Status: _____

(Single/ Divorced/ Former Civil Partner/ Widow/Widower)^{Note 1*}

Occupation: _____

Note 2*

Signature of first-named or second-named person

Note 3*

Signature of first-named person

Signature of second-named person

Date

**** Note 1: Please provide proof of your status, where applicant is divorced, has had a civil partnership dissolved, or is a widow or widower.***

**** Note 2: Please sign here where Notice is being given by one party.***

**** Note 3: Please sign here where Notice is being given by both parties.***



FORM B

(section 8(2))

**STATUTORY DECLARATION IN RESPECT OF INTENDED CIVIL
PARTNERSHIP**To _____
(the Registrar)/(a Civil Registrar)

With respect to the intended civil partnership between:

(full name of first-named person in the Notice of Intended Civil Partnership)_____
(full name of second-named person in the Notice of Intended Civil Partnership)

I/WE solemnly declare as follows —

- (a) we are both at least sixteen years of age but are under eighteen years of age and have received consent to enter into a civil partnership in accordance with the Civil Partnership Law, 2020^{Notes 1 and 2*}

OR

- we are both eighteen years of age or older^{Note 1*};
- (b) neither of us is currently married, in a civil partnership or overseas relationship;
- (c) we are not within the prohibited degrees of civil partnership^{Note 1*}

OR

- we are within the prohibited degrees of civil partnership but a court order has been made under paragraph 4 of Schedule 1 dispensing with the prohibition^{Notes 1 and 3*};
- (d) there is no other lawful impediment to the intended civil partnership; and
- (e) the particulars in the notice are true.

Note 4*

Signature of first-named or second-named person

FORM C

(section 10(2))

APPLICATION FOR SPECIAL LICENCE

To: The Governor

I/ WE hereby apply for the grant of a special licence with regard to a civil partnership which is intended to be had between us, the parties named herein below and described, that is to say:

First Name: _____ Middle Name: _____

Surname: _____

Place of residence: _____

Status: _____

(Single/ Divorced/ Former Civil Partner/ Widow/Widower) ^{Note 1*}

Occupation: _____

and

First Name: _____ Middle Name: _____

Surname: _____

Place of residence: _____

Status: _____

(Single/ Divorced/ Former Civil Partner/ Widow/Widower) ^{Note 1*}

Occupation: _____



****Optional - Please provide any further details which you believe may assist with your application:***

Note 2*

Signature of first-named or second-named person

Note 3*

Signature of first-named person

Signature of second-named person

Date



**** Note 1: Please provide proof of your status, where applicant is divorced, has had a civil partnership dissolved, or is a widow or widower.***

**** Note 2: Please sign here where the application for a special licence is being made by one party.***

**** Note 3: Please sign here where the application for a special licence is being made by both parties.***

FORM D

(section 10(1)(b))

SPECIAL LICENCE*To the Registrar, Civil Registrar or a civil partnership officer*

To: _____

(full name)

This special licence permits you to formalise a civil partnership between A.B. (*here give name, surname, status, occupation and place of residence of A.B.*) and C.D. (*here give name, surname, status, occupation and place of residence of C.D.*) according to the provisions of the Civil Partnership Law, 2020, you knowing no lawful cause or impediment to the contrary.

Given under my hand at _____, this _____ day of _____, 20 ____.

(Signed)

This special licence will be void if the civil partnership is not formalised within three months from the date hereof.



FORM E

(section 10(6))

DECLARATION WHERE PROOF REQUIRED TO BE MADE TO THE GOVERNOR'S SATISFACTION OF THE MATTERS IN AN AFFIDAVIT UNDER SECTION 10(5)

To: The Governor

With respect to the application for a special licence for the intended civil partnership between:

_____ and
(full name of first-named person in the application for a special licence)

_____,
(full name of second-named person in the application for a special licence)

I/WE solemnly declare as follows —

- (a) that neither of us are resident in the Islands;
- (b) we are both at least sixteen years of age but are under eighteen years of age and have received consent to enter into a civil partnership in accordance with the Civil Partnership Law, 2020^{Notes 1 and 2*}

OR

- we are both eighteen years of age or older^{Note 1*};
- (c) neither of us is currently married, in a civil partnership or overseas relationship;
- (d) we are not within the prohibited degrees of civil partnership^{Note 1*}

OR

- we are within the prohibited degrees of civil partnership but a court order has been made under paragraph 4 of Schedule 1 dispensing with the prohibition^{Notes 1 and 3*}; and
- (e) there is no other lawful impediment to the intended civil partnership.



Note 4*

Signature of first-named or second-named person

Note 5*

Signature of first-named person

Signature of second-named person

In witness whereof we have hereunto set and subscribed our hands this _____ day of _____, 20__ .

Declared by the above-named in the presence of:

(Person appointed by the Governor)

Documents to be attached (where required by the Governor) *(tick the applicable box(es) depending on the documentation being provided):*

- Proof of residence outside the Islands (for example, utility bills showing name and address).
- Proof of age (birth certificate, Government issued identification).

*** Note 1: Tick the box with the applicable option.**

*** Note 2: Where an applicant is at least sixteen years of age but under the age of eighteen years, and is not a widow or widower, Form N – Consent to Civil Partnership or a copy of the sealed certificate of the court under section 4(4) of the Civil Partnership Law, 2020 must be provided.**

*** Note 3: Where the court has dispensed with the prohibition against civil partnership between persons who are within the prohibited degrees of civil partnership, a copy of the sealed court order must be provided.**

*** Note 4: Where the application for a special licence was made by one party, please sign here.**

*** Note 5: Where the application for a special licence was made by both parties, both parties please sign here.**



FORM F

(sections 21(1), (2), (5) and (6))

FORM OF THE CIVIL PARTNERSHIPS REGISTER AND THE CIVIL PARTNERSHIPS REGISTER BOOK AND THE PARTICULARS OF CIVIL PARTNERSHIP TO BE ENTERED THEREIN

No.	Date on which civil partnership was formalised	Full name (including middle name)	Status prior to formalisation of civil partnership (Single/ Divorced/ Former Civil Partner/ Widow/Widower)	Occupation	Age	Place of residence at the time of the civil partnership	Where consent necessary, by whom given	Where applicable, date on which civil partnership recognised

[*Note 1 Entered into a civil partnership at _____

by (or before) me _____,

[the Registrar] / [a Civil Registrar] / [a civil partnership officer].

This civil partnership ----- in the -----
 was entered into presence
 between us ----- of us* -----]

*** Note 1: Only to be completed in the case of a civil partnership formalised in the Islands.**

*** Note 2: In the case of a civil partnership in extremis —**

- **one of the witnesses to the civil partnership must be the medical doctor who gave his or her opinion that at least one of the parties to the intended civil partnership is in a dying state but is able to understand the effect of entering into the civil partnership; and**



- ***the Registrar and the Civil Registrar shall insert the words “in extremis” in the entry to be made in the Civil Partnerships Register and the Civil Partnerships Register Book, respectively.***



FORM G

(section 26(1))

APPLICATION TO BE APPOINTED A CIVIL PARTNERSHIP OFFICER

To: The Deputy Governor

I, (*First Name*)_____ (*Surname*)_____ of
(*Full Residential Address*)_____

hereby apply to be appointed as a civil partnership officer in and for the Cayman Islands:

- 1) Full name of applicant:_____
- 2) Date of birth:_____
- 3) Normal place of business/work:_____
- 4) Occupation:_____
- 5) Telephone contact(s):_____
- 6) Email address:_____

I hereby certify that, to the best of my knowledge, the above information is true.

Dated this _____ day of _____ 20_____

Signed _____
(*Applicant*)



Document to be attached:

- Job letter / Proof of employment (where employed)



FORM H

(section 29)

APPLICATION TO BE APPOINTED A CIVIL REGISTRAR OF CIVIL PARTNERSHIPS

To: The Governor

I, (*First Name*)_____ (*Surname*)_____ of
(*Full Residential Address*)_____

hereby apply to be appointed as a Civil Registrar of civil partnerships in and for the Cayman Islands:

- 1) Full name of applicant:_____
- 2) Date of birth:_____
- 3) Normal place of business/work:_____
- 4) Occupation: _____
- 5) Telephone contact(s):_____
- 6) Email address:_____

I hereby certify that, to the best of my knowledge, the above information is true.

Dated this _____ day of _____ 20____

Signed _____
(*Applicant*)



Document to be attached:

- Job letter / Proof of employment (where employed)



FORM I

(section 30)

APPLICATION TO BE APPOINTED A DEPUTY OF A CIVIL REGISTRAR OF CIVIL PARTNERSHIPS

To: The Governor

I, *(First Name)*_____ *(Surname)*_____ of
*(Full Residential Address)*_____

am a Civil Registrar of civil partnerships in and for the Cayman Islands and hereby seek
the _____ Governor’s _____ approval _____ for

(Full Name of Nominated Person)

to be appointed as my deputy.

- 1) Full name of applicant:_____
- 2) Date of birth:_____
- 3) Normal place of business/work:_____
- 4) Occupation: _____
- 5) Telephone contact(s):_____
- 6) Email address:_____
- 7) Please provide reasons for your belief that the above-named person is a fit person to act as your deputy in case of illness or absence:



I hereby certify that, to the best of my knowledge, the above information is true.

Dated this _____ day of _____ 20_____

Signed _____
(Applicant)

Document to be attached:

- Job letter / Proof of employment (where employed)



FORM J

(section 33(2))

**APPLICATION BY THE MASTER OF A CAYMAN ISLANDS SHIP FOR A
LICENCE TO BE A CIVIL PARTNERSHIP OFFICER**

To: The Deputy Governor

I, (*First Name*)_____ (*Surname*)_____ of
(*Full Residential Address*)_____

hereby apply to be granted a licence to be a civil partnership officer for the purposes of the
Civil Partnership Law, 2020:

- 1) Full name of applicant:_____
- 2) Date of birth:_____
- 3) Name of Cayman Islands Ship which the person is a master of:

- 4) Qualifications held:_____
- 5) Telephone contact(s):_____
- 6) Email address:_____

I hereby certify that, to the best of my knowledge, the above information is true.

Dated this _____ day of _____ 20____

Signed _____
(*Applicant*)



Documents to be attached:

- Certificate of the applicant's qualifications to be a master of a Cayman Islands ship
- Letter of the applicant's appointment to serve on board a Cayman Islands ship



FORM K

(section 33(1))

CIVIL PARTNERSHIP OFFICER LICENCE

To: _____
(full name)

Pursuant to section 33 of the Civil Partnership Law, 2020, I
_____ Deputy Governor, do hereby grant you a
licence to be a civil partnership officer for the purposes of the Civil Partnership Law, 2020.

[*This licence shall have effect from the date herein below to _____.]

[*This licence authorises you to formalise civil partnerships aboard the following Cayman Islands ship(s):

_____]

Given under my hand

the _____ day of _____, 2020

(Signature of the Deputy Governor)

****Note: To be included where the Deputy Governor specifies a period of duration of the licence or where the Deputy Governor limits the functions of the master so licenced to any particular Cayman Islands ship or ships.***



FORM L

(section 34(2))

**APPLICATION BY THE SECOND IN COMMAND TO THE MASTER OF A
CAYMAN ISLANDS SHIP FOR A LICENCE TO BE A PROVISIONAL CIVIL
PARTNERSHIP OFFICER**

To: The Deputy Governor

I, *(First Name)*_____ *(Surname)*_____ of
*(Full Residential Address)*_____

hereby apply to be granted a licence to be a provisional civil partnership officer for the purposes of the Civil Partnership Law, 2020:

- 1) Full name of applicant:_____
- 2) Date of birth:_____
- 3) Name of Cayman Islands Ship which the person is second in command of:

- 4) Qualifications held:_____
- 5) Telephone contact(s):_____
- 6) Email address:_____

I hereby certify that, to the best of my knowledge, the above information is true.

Dated this _____ day of _____ 20_____



Signed _____
(Applicant)

Documents to be attached:

- Certificate of the applicant's qualifications to be second in command to a master of a Cayman Islands ship
- Letter of the applicant's appointment to serve on board a Cayman Islands ship

FORM M

(section 34(3))

PROVISIONAL CIVIL PARTNERSHIP OFFICER LICENCE

To: _____

(full name)

Pursuant to section 34 of the Civil Partnership Law, 2020, I _____ Deputy Governor, do hereby grant you a licence to be a provisional civil partnership officer for the purposes of formalising a civil partnership subject to the condition that at the time scheduled for the formalisation of the civil partnership, you are the master of the Cayman Islands ship.

[*This licence shall have effect from the date herein below to _____.]

Given under my hand

the _____ day of _____, 2020

(Signature of the Deputy Governor)

***Note: To be included where the Deputy Governor specifies a period of duration of the licence.**



FORM N

(section 4)

CONSENT TO CIVIL PARTNERSHIP

I, (*First Name*)_____ (*Surname*)_____ of
(*Full Residential Address*)_____

[parent] / [legal guardian] of _____
(*Name of person in respect of whom consent is being given*)

do hereby freely consent to [him] / [her] entering into a civil partnership with

(*Name of other party to intended civil partnership*)

Signed: _____
(*Father/Mother/Legal Guardian*)

In witness whereof I have hereunto set and subscribed my hands this day of
 , 20 .

Declared by the above-named in the presence of:

(*Justice of the Peace or Notary Public*)



FORM O

(section 22)

**REQUEST FORM FOR ACCESS TO OR INFORMATION TO BE EXTRACTED
FROM CIVIL PARTNERSHIPS REGISTER**

1. Name of individual requesting access: _____

2. Residential address of individual requesting access:

3. Where individual is making a search on behalf of an organization, state name of organization, and nature of relationship with the organization:

4. State the reason(s) for requesting access: _____

5. State the nature of the relationship (if any) between yourself and the persons to whom the information relates:



6. What use is to be made of the information? _____

Note 1: Proof of identity of an individual and where applicable, proof of individual's relationship with an organisation required to be provided.

Note 2: Where person claims to be requesting access to the Civil Partnerships Register on behalf of a third party, including an organisation, the person must provide written evidence of the third party's permission.

SCHEDULE 2*(regulation 3)***FEES**

1. Access to the Civil Partnerships Register (payable by the person requesting access)	\$5.00
2. Certified copy of an entry in or information extracted from the Civil Partnerships Register (payable by the person requiring the copy)	\$15.00
3. Correction of an error of fact or substance in the Civil Partnerships Register (payable by the person requiring the correction)	\$25.00
4. Application for the Registrar's or a Civil Registrar's certificate (non-refundable)	\$15.00
5. Application fee for a special licence (non-refundable)	\$50.00
6. Licence fee for a special licence (payable where application is approved)	\$150.00
7. Application fee for appointment as a civil partnership officer under section 26(1) of the Law (non-refundable)	\$50.00
8. Fee for certificate of appointment as a civil partnership officer under section 26(1) of the Law (payable where application is approved)	\$150.00
9. Application fee for a licence to be a civil partnership officer under section 33 of the Law (non-refundable)	\$50.00
10. Licence fee for a civil partnership officer under section 33 of the Law (payable where application is approved)	\$450.00



11. Application fee for a licence to be a provisional civil partnership officer under section 34 of the Law (non-refundable)	\$50.00
12. Licence fee for a civil partnership officer under section 34 of the Law (payable where application is approved)	\$450.00
13. Fee for entering a caveat against the issue of the Registrar's or a Civil Registrar's certificate (payable by the person entering the caveat)	\$10.00
14. Fee to the Registrar, Civil Registrar or a civil partnership officer for witnessing or formalising a civil partnership (payable by one of the parties to the civil partnership)	\$50.00
15. Fee to the Registrar for recording a civil partnership recognised in the Islands (payable by one of the parties to the civil partnership)	\$50.00

Made by the Governor the 25th day of September, 2020.

Martyn Roper
Governor