



Speed Post

No. 1/7 /2014 - VS (CRS) (Part) 250

भारत सरकार

GOVERNMENT OF INDIA

गृह मंत्रालय

MINISTRY OF HOME AFFAIRS

भारत के महारजिस्ट्रार का कार्यालय

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Dated - 16/12/2015

CIRCULAR

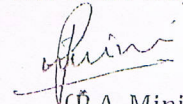
Sub: Inclusion of an option of Transgender against Sex column in birth and death record.

You may be aware that the issue of inclusion of an option pertaining to transgender/third gender in birth and death reporting forms and birth and death certificates was pending with the Ministry of Social Justice & Empowerment and Ministry of Law & Justice from the last 8-9 months. The desired views/opinion has been received now from both the Ministries.

2. The Department of Legal Affairs, Ministry of Law & justice has clarified that since the Hon'ble Supreme Court recognized the rights of the Transgender/Third gender in its order dated 15.04.2014 against writ petition (c) No.400.2012 with W.P (c) No. 604/2013 - National Legal Service Activity Vs Union of India & others [(2014)5JCC438], there is no infirmity in adding a column of transgender in addition to already available options of male/female in the respective forms. In this connection, the Ministry of Social Justice & Empowerment has also illuminated that to avoid any confusion and to provide the identity to transgender persons, the column of Sex in birth and death reporting form should have three options i.e. Male/ Female/Transgender.

3. In view of the above, you are requested to revise the birth, death and still birth reporting forms (No. 1, 2 & 3) and add an option against column Sex (Enter Male/Female/Transgender). Similarly in birth and death certificate format i.e. form No. 5 & 6, the Sex as mentioned in respective reporting form should be entered against column Sex in the relevant certificate.

4. In this connection, necessary permission as required under Section 30(1) of the Registration of Births and Deaths Act, 1969 is given with the request to revise the respective reporting forms. Necessary action may kindly be taken on priority basis and this office may be appraised about the initiatives taken.


(P.A. Mini)

Deputy Registrar General, CRS

To

1. The Chief Registrar of Births and Deaths of all States/UTs
2. All Directorates of Census Operations



प्रत्येक जन्म एवम् मृत्यु का पंजीकरण सुनिश्चित करें/
"Ensure Registration of Every Birth and Death"