

No. VI/401/2/1/2011

भारत सरकार /Government of India
विदेश मंत्रालय/Ministry of External Affairs
(सी .पी .वी प्रभाग/CPV Division)

नई दिल्ली, मई 26, 2015/New Delhi, 26th May, 2015

कार्यालय ज्ञापन/OFFICE MEMORANDUM

Subject: Exemption to orphan/abandoned children born on or after 26/01/1989 from the mandatory requirement of submission of birth certificate along with the passport application form- reg.

1. In consonance with the objectives of Registration of Births & Deaths Act, 1969, the Ministry vide its Circular No. VI/401/9/87 dated 14/02/1989 had decided that all the applicants born or after 26/01/1989 would mandatorily require to provide a birth certificate issued by the Municipal Authority or the Registrar of Births & Deaths as proof of date of birth along with the passport application form. This provision has also subsequently been included in the Passports Rules, 1980.

2. In the recent past, a number of references have been received from various orphanages/ childcare homes and legal experts highlighting the plight of those orphan/abandoned children born on or after 26/01/1989, who could not get the passport facilities in the absence of mandatory birth certificate in support of their date of birth proof. Such children are unable to obtain the birth certificates as the names of biological parents are not known to them and the precise date of birth cannot be ascertained. Various representations have been received in the Ministry for relaxing the statutory condition of production of birth certificate for passport in respect of such orphan/abandoned children.

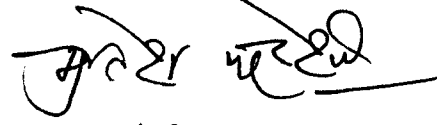
3. Such requests/representations have been considered in the Ministry in light of the specific dispensation on this subject provided to inter-country adopted orphan/abandoned children. Accordingly, **it has been decided that the Passport Issuing Authorities (PIAs) while processing the case of orphan/abandoned children born on or after 26/01/1989, may consider following documents produced by such an applicant as proof of date of birth to process their passport application:-**

- (i) **Copy of Birth Certificate; or**
- (ii) **Date of birth recorded in the Matriculation Certificate issued by duly recognized/affiliated educational institution along with the bonafide certificate duly sworn by the Head of the Orphanage/Childcare Home (in case of minor) or by applicant himself (in case of major) before the First Class Judicial Magistrate/Executive Magistrate categorically stating his/her date of birth/place of birth; or**

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(iii) **Declaratory Court order issued by the court of competent jurisdiction recording the date of birth/place of birth of such an applicant in the order.**

4. All PIAs in India and abroad are requested to comply with the above instructions.



मुक्तेश कुमार परदेशी / (Muktesh K. Pardeshi)
संयुक्त सचिव (पीएसपी) और मुख्य पासपोर्ट अधिकारी
Joint Secretary (PSP) & Chief Passport Officer

All PIAs in India/Abroad