

	British Columbia	Alberta	Manitoba	Ontario	Québec
New Legislation	<p><i>Bill 17 – 2014: Miscellaneous Statutes Amendment Act</i></p> <p>Status: Royal Assent on May 29, 2014 (in force at proclamation)</p>	<p><i>Bill 12 – 2014: Statutes Amendment Act, 2014</i></p> <p>Status: Royal Assent on May 14, 2014 (in force at proclamation)</p>	<p><i>Bill 56 – 2014: The Vital Statistics Amendment Act</i></p> <p>Status: Royal Assent on June 12, 2014 (in force at proclamation)</p>	<p>No legislation.</p> <p>Vital Statistics Office internal policy change after <i>XY v. Ontario</i> decision.</p> <p>Will likely codify policy after provincial election.</p>	<p><i>Bill 35 – 2013: An Act to amend the Civil Code as regards civil status, successions, and the publication of rights</i></p> <p>Status: Assented to on December 6, 2014</p>
Terminology	<p>“[...]that confirms that the applicant has assumed [...] the gender identity that corresponds with the desired sex designation.”</p>	<p>“when a person’s anatomical sex structure has changed to the opposite sex from that which appears on the person’s birth registration document[...].”</p>	<p>“sex designation”</p> <p>“health care professional” a licensed or certified medical practitioner, nurse practitioner, psychologist, or psychological associate.</p>	<p>“have assumed the gender identity that accords with the requested change in sex designation”</p>	<p>“Every person whose sexual identity does not correspond to the designation of sex that appears in that person’s act of birth may [apply to have it changed]”</p>
Age of consent	<p>No minimum age limit.</p> <p>In the case of a minor, the consent of all parents having guardianship is required.</p>	<p>No age limit explicit in the statute.</p> <p>Will likely have limits imposed by regulation.</p>	<p>No explicit age explicit in the statute.</p>	<p>Must be at least 18 years old.</p>	<p>A person of “full age” (18 or older)</p>
Effect on marriage certificates	<p>Repeals old section restricting change of sex designation applications to unmarried persons.</p> <p>No provisions limiting the amendment of marriage records for a change of sex designation.</p>	<p>Applicant may apply to amend the sex on their marriage record with the consent of the other party to the marriage.</p> <p>Form and substance of consent will be determined by regulation.</p>	<p>Applicant may apply to change the sex designation on their marriage registration if (a) they meet the other requirements for a change of sex designation, and (b) the other party provides written consent</p>	<p>No explicit provisions relating to amending marriage registrations.</p>	<p>Same modification and effect as a change of name until regulations say otherwise:</p> <p>All documents made under the former name of a person are deemed to be made under their new name. The person (or an interested third party) upon furnishing proof of the change of name, may demand that documents be rectified to reflect the new name.</p>

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Application requirements	<p>Application form setting out the desired amendment</p> <p>Declaration by the applicant (not notarized)</p> <p>Statement from one of the following:</p> <ul style="list-style-type: none"> practising registrant of the College of Physicians and Surgeons of BC; practising registrant of the College of Psychologists of BC; or if the applicant is outside of BC, a person licensed to practice a health profession equivalent to the two above. 	<p>Amendment allows new application requirements relating to amendments to a person's sex on their record of birth to be determined by regulation.</p> <p>No regulations have been implemented yet.</p> <p>Informally, the vital statistics offices have begun to accept applications which provide:</p> <ul style="list-style-type: none"> Statutory declaration by the applicant Supporting letter from a physician 	<p>Statutory declaration by the applicant</p> <p>Supporting letter from a health care professional OR alternate supporting materials at the Director's discretion</p> <p>Evidence of:</p> <ul style="list-style-type: none"> applicant's current full legal name date of birth place of birth birth registered in Manitoba OR Canadian citizen and resident of Manitoba for at least one year OR domicile or residence if not in Manitoba 	<p>Statutory declaration by the applicant.</p> <p>Support letter from a practising physician, psychologist, or psychological associate licensed to practice in Canada.</p> <p>All previously-issued birth certificates and certified copies of birth registrations.</p>	<p>Statutory declaration by the applicant</p> <p>Evidence of:</p> <ul style="list-style-type: none"> Canadian citizenship AND residency in Québec for at least one year; OR Impossibility of obtaining change in the applicant's jurisdiction (if the applicant was born in Québec but now resides elsewhere) <p>No additional evidence required at this time, as the requirements needed have yet to be determined by regulation.</p>
Applicant's statement	<p>Applicant:</p> <ul style="list-style-type: none"> has assumed; identifies with; and intends to maintain the gender identity that corresponds with the desired sex designation 	<p>(Temporary until regulations are passed)</p> <p>Applicant:</p> <ul style="list-style-type: none"> identifies with the requested sex designation; and intends to live as the requested sex 	<p>Applicant:</p> <ul style="list-style-type: none"> identifies with the requested sex designation; currently lives full-time in a manner consistent with the requested sex designation; and intends to continue doing so 	<p>Applicant:</p> <ul style="list-style-type: none"> assumed (or always had) the gender identity that accords with the sex designation requested; living full-time in that gender identity; and intends to maintain that gender identity 	<p>Contents of sworn statement undetermined or unspecified. Will be addressed by regulation.</p> <p>Change of name process: Application swears that the contents and reasons for the application are true. Reasons must be sufficiently serious.</p>

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Professional's statement	<p>Supporting statement from a health professional that states that:</p> <ul style="list-style-type: none"> the sex designation on the applicant's birth registration does not correspond with the applicant's gender identity 	<p>(Temporary until regulations are passed)</p> <p>Supporting letter must be provided by a physician who:</p> <ul style="list-style-type: none"> has examined the applicant; and can confirm the applicant's gender dysphoria 	<p>Supporting letter from a health care professional who:</p> <ul style="list-style-type: none"> has treated or evaluated the applicant; and practices in a Canadian jurisdiction OR for applicants domiciled outside of Canada, who practices in a jurisdiction in or outside of Canada <p>The letter must:</p> <ul style="list-style-type: none"> identify the applicant by their full legal name and date of birth; state that the sex designation on the applicant's birth registration is inconsistent with the sex designation with which the applicant identifies; state that they are of the opinion that the sex designation requested by the applicant is consistent with the sex designation with which the applicant identifies; include evidence of practising status; state the duration of the health care professional's relationship with the applicant; state, when the applicant is a minor, that they are of the opinion that the minor has capacity to make health care decisions; and be in an approved form, with any other prescribed information. 	<p>Supporting letter must be provided by a health professional stating that they:</p> <ul style="list-style-type: none"> are a practising member in good standing of either the College of Physicians and Surgeons of Ontario, or the College of Psychologists of Ontario, and their license number; have treated or evaluated the applicant (identified by full name) who is requesting the change of sex designation, and specify the change of sex designation sought; confirm that the applicant's gender identity does not accord with the sex designation on their birth registration; and are of the opinion that the change of sex designation on the birth registration is appropriate 	<p>Undetermined. Will be addressed by regulation.</p>

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Alternative evidence	<p>Minister may waive or modify any of the requirements where:</p> <ul style="list-style-type: none"> they are satisfied that the waiver or modification is in the person's best interest; or on application to the court, made by the person desiring the amendment to their birth registration. <p>If the registrar general is not satisfied as to the truth or sufficiency of a record, statement, or evidence, they may:</p> <ul style="list-style-type: none"> require the attendance of the person who provided, signed, or gave the evidence, or any other person; and examine that person respecting any manner relating to that record, statement, or evidence. 	Undetermined. Will be addressed by regulation.	<ul style="list-style-type: none"> Documentation from a jurisdiction outside of Manitoba effecting a change of sex designation or acknowledging that a change of sex designation occurred in that jurisdiction; if (a) the documentation is issued by an office or body that functions under the jurisdiction's laws relating to changes of sex designation, (b) the legal requirements are comparable to the Manitoba requirements, and (c) the applicant was domiciled or habitually resided there when the documentation was issued. Documentation from a medical practitioner who (a) treated or evaluated the applicant, and (b) is licensed to practice and is in good standing in a Canadian jurisdiction, and (c) states that the applicant's sex designation should be changed as a result of transsexual, gender reassignment, or similar surgery undergone by the applicant. Any other prescribed documentation. 	<ul style="list-style-type: none"> Document issued in another jurisdiction where the applicant was domiciled or ordinarily resident that, in the opinion of the Registrar General, confirms that the applicant's gender identity does not accord with the sex designation on their birth registration and should be changed; if the applicant is not domiciled or ordinarily resident in Canada, such medical evidence that, in the opinion of the Registrar General, confirms that the applicant's gender identity does not accord with the sex designation on their birth registration and should be changed; or a certificate signed by a practising physician authorized to practice in Canada that complies with the current requirements of s.36(2) (a) or (b) of the <i>Vital Statistics Act</i> (ie: that the applicant has undergone sexual/gender re-assignment surgery) 	Undetermined. Will be addressed by regulation.