



Isle of Man

Ellan Vannin

AT 3 of 2011

**MARRIAGE AND CIVIL REGISTRATION
(AMENDMENT) ACT 2011**



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MARRIAGE AND CIVIL REGISTRATION (AMENDMENT) ACT 2011

<i>Received Royal Assent:</i>	<i>12 April 2011</i>
<i>Announced to Tynwald:</i>	<i>12 April 2011</i>
<i>Commenced:</i>	<i>See endnotes</i>

AN ACT to amend the *Marriage Act 1984*; to simplify marriage procedures; to enable civil marriages to be solemnised in places and circumstances approved by the Chief Registrar; to amend the *Civil Registration Act 1984*; to abolish registration districts; to make provision about the jurisdiction of the High Court in divorce; and for connected purposes.

1 Amendment of the Marriage Act 1984

Schedule 1 contains amendments to the *Marriage Act 1984*.

2 Amendment of the Civil Registration Act 1984

Schedule 2 contains amendments to the *Civil Registration Act 1984*.

3 Consequential amendments

Schedule 3 contains consequential amendments.

4 Transitional provisions

Schedule 4 contains transitional provisions.

5 Repeals

The enactments specified in column 1 of Schedule 5 are repealed to the extent specified in column 3.

6 Short title and commencement

- (1) This Act may be cited as the Marriage and Civil Registration (Amendment) Act 2011.

- (2) This Act, other than this section, shall come into operation on such day or days as the Treasury may by order appoint and different days may be appointed for different provisions and for different purposes.¹
- (3) An order under subsection (2) may include such incidental, transitional and transitory provisions including adaptations and modifications of —
 - (a) the provisions of this Act then in operation or brought into operation by the Order; and
 - (b) the provisions repealed by this Act whose repeal is not then in operation or brought into operation by the Order,

which appear to the Treasury to be necessary or expedient in consequence of the partial operation of this Act.

SCHEDULE 1**AMENDMENTS TO THE MARRIAGE ACT 1984**

Section 1

[Sch 1 amended the following Act —
Marriage Act 1984 q.v.]

SCHEDULE 2**AMENDMENT OF THE CIVIL REGISTRATION ACT 1984**

Section 2

[Sch 2 amended the following Act —
Civil Registration Act 1984 q.v.]

SCHEDULE 3**CONSEQUENTIAL AMENDMENTS OF OTHER ENACTMENTS**

Section 3

Matrimonial Proceedings Act 2003

1 Amendment of section 21

[Amended section 21]

2 Insertion of section 21A

[Inserted section 21A]

Adoption Act 1984

3 Amendment of section 38

- (a) [Amended subsection (3)]
- (b) in subsection (4) for “‘Adopted’” substitute “‘Amended on the authority of the Chief Registrar’”.

4 Amendment of Schedule 2

In Schedule 2 (registration of adoptions) —

- (a) in paragraph 1(3) for “‘Adopted’” substitute “‘Amended on the authority of the Chief Registrar’”;
- (b) in paragraph 1(4) for “‘Re-adopted’” substitute “‘Amended on the authority of the Chief Registrar’”;
- (c) in paragraph 2(1) for the words from “‘Adopted’ or ‘Re-adopted’” to the end of the sub-paragraph substitute “‘Amended on the authority of the Chief Registrar.’”;
- (d) in paragraph 2(4) for “in the like manner” substitute “in the manner prescribed in that sub-paragraph”;
- (e) in paragraph 3(1) for the words in paragraph (b) from “‘Adopted’ or ‘Re-adopted’” to the end of the sub-paragraph substitute “‘Amended on the authority of the Chief Registrar’”;
- (f) in paragraphs 5(1) and 6(b) for “‘Adopted’” substitute “‘Amended on the authority of the Chief Registrar’”.

SCHEDULE 4

TRANSITIONAL PROVISIONS

Section 4

Appointment of registrars

1. (1) On and after the day on which Schedule 2 comes into operation (“the relevant day”) the following provisions of this paragraph shall have effect.

(2) A person holding an appointment as a registrar for any of the former registration districts in the Island immediately before the relevant day shall be entitled and obliged to discharge the functions, which, immediately before the relevant day, he or she was entitled and obliged to discharge in that district, anywhere in the Island.

(3) A person holding an appointment as a deputy registrar immediately before the relevant day shall on that day become a registrar and entitled and obliged to discharge all of the functions of that office (as enlarged by subparagraph (2)).²

Computation of time

2. Where any period of time is running when a provision of this Act comes into operation —

- (a) the coming into operation of that provision shall not prevent something from being lawfully done, or done at a particular time, if it could have been lawfully done, or done at that time but for that provision coming into operation; but
- (b) if the relevant provision would permit something to be done lawfully at an earlier time if it had been in operation when the period began, that thing may be done at or after that earlier time

as if the relevant provision had been in operation when the period began.³

SCHEDULE 5**REPEALS**

Section 5

[Sch 5 repeals the following Act wholly —

Judicature (Matrimonial Causes) Act 1965

and the following Acts in part —

Civil Registration Act 1984

Marriage Act 1984

Treasury Act 1985

Gender Recognition Act 2009.]

The repeal shown below is not yet operative:

<i>Chapter</i>	<i>Enactment</i>	<i>Extent of repeal</i>
<i>c.14</i>	<i>Adoption Act 1984</i>	<i>In Schedule 2 in paragraph 2(3) the words from “but any marking” to the end of the subparagraph.</i>

ENDNOTES

Table of Endnote References

¹ ADO –

Provision	Extent	Appointed day
Section 1 and Schedule 1	So far as relating to paragraph 6, 23, 23 and 29 to 32 of the Schedule	17/05/2011
	So far as relating to paragraphs 1, 4, 5, 7, 11 to 15 and 28 of the Schedule	01/07/2011
	So far as relating to paragraph 8 of the Schedule	01/07/2011 for the purposes of making applications for approval or consent, determining such applications and appeals against the refusal of approval or consent, and 01/08/2011 for all other purposes
	So far as relating to paragraph 9 of the Schedule	01/07/2011 for the purposes of all of the sub-paragraphs except sub-paragraph (3) and 01/08/2011 in the case of that sub-paragraph
	So far as relating to paragraph 10 of the Schedule	01/07/2011 for the purposes of the inserted section 20A and 01/08/2011 for those of the inserted section 20B
	So far as relating to paragraph 20 of the Schedule	01/07/2011 for the purposes of marriages in registrar's offices or a place where a person is housebound (see the inserted section 20A); 01/08/2011 for all other purposes
	All other purposes	01/08/2011
Section 2 and Schedule 2	All purposes	01/08/2011
Section 3 and Schedule 3	So far as relating to paragraphs 1, 2 and 3(a) of the Schedule	01/07/2011
Section 4 and Schedule 4	So far as relating to paragraph 1 of the Schedule	01/08/2011
	So far as relating to paragraph 2 of the Schedule	17/05/2011
Section 5 and Schedule 5	So far as relating to the Judicature (Matrimonial Causes) Act 1965 and the Treasury Act 1985	17/05/2011
	So far as relating to other enactments except the Adoption Act 1984	01/08/2011

² Para 1 effective 01/08/2011.

³ Para 2 effective 17/05/2011.