

PROJET DE LOI

ENTITLED

The Marriage (Amendment) Law, 1951 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Ordres en Conseil Vol. XV, p. 200; as amended by the Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009 (No. VII of 2010). See also the Fees, Charges and Penalties (Guernsey) Law, 2007 (No. VII of 2008); the Children (Guernsey and Alderney) Law, 2008 (No. XIV of 2009). This Law has been repealed by the Marriage (Bailiwick of Guernsey) Law, 2020 (No. XVI of 2020).

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The Marriage (Amendment) Law, 1951

THE STATES, in pursuance of their Resolution of the 13th day of December, 1950, have approved the following provisions, which, subject to the sanction of His Most Excellent Majesty in Council shall have force of law in the Islands of Guernsey, Sark, Herm and Jethou.

PART I

Consent to Marriage of Minors

1. (1) Where the marriage of a minor, not being a widower, widow or divorced person, is intended to be solemnized on the production of a licence, a special licence or a certificate from the Registrar General, [subject to the provisions of section 9 of the Children (Guernsey and Alderney) Law, 2008, the consent of a person with parental responsibility in respect of that child, or a court by way of a specific issue order under section 17 of that Law,] shall be required[...].

(2) The foregoing subsection shall apply to marriages intended to be solemnized by the Clergy of the Church of England by licence or by special licence of the Bishop's Surrogate, with the substitution of references to the Bishop's Surrogate for references to the Registrar General.

(3) ...

NOTES

In section 1, first, the words in the first pair of square brackets in subsection (1) were substituted, second, the words omitted in the second pair of square brackets were repealed and third, subsection (3) was repealed, by the Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009, section 3, Schedule 1, Part I, respectively paragraph 11(a)(i), paragraph 11(a)(ii) and paragraph 11(b), with effect from 4th January, 2010.

In accordance with the provisions of the Children (Guernsey and Alderney) Law, 2008, section 123, Schedule, paragraph 15, with effect from 4th January, 2010, this Law is one of those specific enactments that the States may repeal, amend, extend, adapt, modify or disapply, and make transitional and savings provisions in relation to, by Ordinance made under the said section 123.

2. ...

NOTE

Section 2 was repealed by the Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009, section 3, Schedule 1, Part I, paragraph 11(b), with effect from 4th January, 2010.

PART II

Marriage Fees

3. (1) The States may from time to time, by Ordinance, prescribe the fees payable to the Registrar General and, in the case of Sark, to the Deputy Registrar, in respect of and in connection with marriages.

(2) For the purposes of the foregoing subsection the States may, by Ordinance, amend or repeal any provision of any Law relating to the fees payable in respect of and in connection with marriages.

NOTES

The following Ordinances have been made under section 3:

*Marriage Fees (Guernsey) Ordinance, 1978;
Births, Deaths and Marriage (Fees) (Amendment) Ordinance, 1991;
Marriage Fees (Guernsey) (Amendment) Ordinance, 2006.*

In accordance with the provisions of the Fees, Charges and Penalties (Guernsey) Law, 2007, section 1, Schedule, the power to prescribe by Ordinance the fees therein referred to and payable under this Law may be exercised by Regulation, with effect from 19th May, 2008.

PART III

Miscellaneous

4. Article twenty of the Loi ayant rapport aux Mariages célébrés dans les Iles de Guernesey, d'Auregny et de Serk, registered on the records of this Island on the 6th day of May, 1919, (hereinafter called "**the principal Law**") is hereby repealed.

5. This Law may be cited as "The Marriage (Amendment) Law, 1951", and this Law and the principal Law may be cited together as the "Marriage Laws, 1919 to 1951".

6. This Law shall come into force fourteen days after the Order of His Majesty in Council sanctioning the same is registered on the Records of this Island.

NOTE

The Law received Royal Sanction on 1st November, 1951 and was registered on the Records of the Island of Guernsey on 24th November, 1951.

SCHEDULE

...

NOTE

The Schedule was repealed by the Children (Consequential Amendments etc.) (Guernsey and Alderney) Ordinance, 2009, section 3, Schedule 1, Part I, paragraph 11(c), with effect from 4th January, 2010

REPEALED