

PROJET DE LOI

ENTITLED

The Marriage (Special Licences) (Sark) Law, 2013 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. 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 the Greffier, La Chasse Marette, Sark, GY10 1SF.

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* No. III of 2014. This Law has been repealed by the Marriage (Bailiwick of Guernsey) Law, 2020 (No. XVI of 2020).

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The Marriage (Special Licences) (Sark) Law, 2013

ARRANGEMENT OF SECTIONS

1. Marriage in building or place approved by Registrar-General.
2. Period of notice required.
3. Modifications to Law of 1919 in Sark.
4. Interpretation.
5. Citation.

REPEALED

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The Marriage (Special Licences) (Sark) Law, 2013

THE CHIEF PLEAS OF SARK, in pursuance of their Resolutions of the 5th October, 2011 and the 3rd October, 2012, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Island of Sark.

Marriage in building or place approved by Registrar-General.

1. A marriage which is solemnised, in accordance with Article 18 of the Law of 1919, by special licence of the Registrar-General, may take place, in addition to the buildings mentioned in that Article, in any building or other place in Sark approved for that purpose in any particular case by the Registrar-General or his deputy.

Period of notice required.

2. The Chief Pleas may by Ordinance substitute, for the period of one month mentioned in Article 18(a) of the Law of 1919, such period as they shall think fit, which substituted period shall be applicable only where –

- (a) the marriage is intended to be solemnised in Sark,
- (b) the notice of marriage is given in Sark, and
- (c) the person giving the notice has fulfilled the residence requirement by residence in Sark for the specified period.

NOTE

The following Ordinance has been made under section 2:

*Marriage (Special Licences) (Residence Qualification) (Sark)
Ordinance, 2014.*

Modifications to Law of 1919 in Sark.

3. The Law of 1919 is modified in its application to Sark in accordance with the following provisions –

- (a) in Article 2(b), immediately after "maison particulière" insert "ou tel autre édifice ou lieu sanctionné pour célébration de mariage par le Registraire-Général ou son député",
- (b) in Article 12, immediately after "ouvertes au public" insert "et, en cas de la célébration de mariage dans un lieu sanctionné par le Registraire-Général ou son député, le lieu se doit être ouvert au public",
- (c) in Article 18 –
 - (i) at the end of the first sentence, immediately after "maison particulière" insert ", soit dans un édifice ou autre lieu sanctionné par le Registraire-Général ou son député", and
 - (ii) in paragraph (a), immediately after l'île de Guernesey ou" insert "telle période que les Chefs Plaids ordonnent aux fins de l'Article 2 de

la Loi intitulée "The Marriage (Special Licences) (Sark) Law, 2013",

- (d) in Article 21, after the words ""Registraire-Général", in the first place where they appear, insert "ou son député",
- (e) in Article 22, after "l'édifice" insert "ou lieu",
- (f) in Article 26, after the words "Registraire-Général" insert "ou son député",
- (g) in Article 34 –
 - (i) after the words "par le dit Registraire- Général ou son député" insert "en l'Île de Guernesey",
 - (ii) at the end of the first sentence, after the words "pour le mariage" insert "sauf que le Député-Registraire en l'Île de Sercq est autorisé à livrer une licence spéciale aux fins de l'Article 18 de cette loi en cas d'une notification donnée au dit Député-Registraire",
 - (iii) at the end of the third sentence, after the words "l'Article 27 de cette loi", insert "ou, en cas de la célébration de mariage par licence spéciale aux fins de l'Article 18 de cette loi, dans une maison particulière ou dans un édifice ou autre lieu sanctionné par le Registraire-Général ou son député".

Interpretation.

4. (1) In this Law, "**the Law of 1919**" means the Law entitled "Loi ayant rapport aux Mariages Célébrés dans l'Île de Guernesey et dans les Îles d'Auregny et de Serk, 1919" registered on the 6th day of May, 1919^a.

(2) The Interpretation (Guernsey) Law, 1948^b applies to the interpretation of this Law as it applies to the interpretation of an enactment in force in the Island of Guernsey.

(3) Any reference in this Law to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

NOTE

The Interpretation (Guernsey) Law, 1948 has since been repealed by the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, section 28(a), with effect from 1st October, 2018.

Citation.

5. This Law may be cited as the Marriage (Special Licences) (Sark) Law, 2013.

NOTE

The Law received Royal Sanction on 11th December, 2013 and was registered on the Records of the Island of Guernsey and came into force on 13th January, 2014.

^a Ordres en Conseil, Vol. VI, p. 57; Vol. XV, p. 200; Vol. XX, p. 267; Vol. XXX, p. 114; Vol. XXXIII, p. 444 and Vol. XXXV(1), p. 398.

^b Ordres en Conseil Vol. XIII, p. 355.

REPEALED