

PROJET DE LOI

ENTITLED

The Marriage (Guernsey) Law, 1987 *

[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. XXX, p. 114. This Law has been repealed by the Marriage (Bailiwick of Guernsey) Law, 2020 (No. XVI of 2020).

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ARRANGEMENT OF SECTIONS

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REPEALED

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The Marriage (Guernsey) Law, 1987

THE STATES, in pursuance of their Resolution of the 29th day of October, 1986, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey and Sark.

Residential qualifications for marriage in Guernsey and Sark.

1. (1) A party to an intended marriage may give notice of the marriage to the Registrar-General or his Deputy –

- (a) under and in accordance with Article 14 of the Law of 1919, notwithstanding that he has not, immediately before giving such notice, resided at least 7 days in the Island of Guernsey or of Sark, or in the dependencies of the said Islands, or
- (b) under and in accordance with Article 18 of the Law of 1919, notwithstanding that he is unable to make a declaration of the facts stated in paragraph (a) of that Article,

if he has at any time been ordinarily resident in any of the places mentioned in paragraph (a) of this subsection for a continuous period of not less than 10 years.

(2) A person giving notice of an intended marriage by virtue of

subsection (1)(a) or (1)(b) of this section shall, on giving such notice, make a declaration in the form set out in the schedule to this Law of the dates between which he was ordinarily resident as mentioned in subsection (1), and shall sign the declaration in the presence of the Registrar-General or his Deputy, who shall also sign it.

(3) A person giving notice of an intended marriage by virtue of subsection (1)(b) of this section and making a declaration under subsection (2) of this section shall not be required to make a declaration under Article 18(a) of the Law of 1919.

Penalties for false declarations.

2. Any person who without reasonable excuse makes a declaration under section 1(2) of this Law which is false in any respect shall be guilty of an offence and shall be liable to be proceeded against and punished in the same manner as if he were guilty of an offence under Article 36 of the Law of 1919.

Interpretation.

3. In this Law –

"the Law of 1919" means the Law entitled "Loi ayant rapport aux Mariages célébrés dans les Îles de Guernesey, d'Auregny et de Serk, 1919" registered on the 6th day of May, 1919^a, as amended^b, and

"the Registrar-General" means the Registrar-General of Marriages in the Bailiwick.

^a Ordres en Conseil Vol. VI, p. 57.

^b Ordres en Conseil Vol. XV, pp. 196 and 200; Tome XI, p. 195; Ordres en Conseil Vol. XX, p. 267.

Amendments.

4. (1) In Article 14 of the Law of 1919, after "laquelle doit", insert ", sous la réserve des provisions de section 1(1)(a) de la Loi intitulée "The Marriage (Guernsey) Law, 1987",".

(2) In Article 18 of the Law of 1919, after "aux fins de l'Article 14 et", insert ", sous la réserve des provisions de section 1(3) de la Loi intitulée "The Marriage (Guernsey) Law, 1987",".

Citation.

5. This Law may be cited as the Marriage (Guernsey) Law, 1987.

NOTE

The Law received Royal Sanction on 18th May, 1987 and was registered on the Records of the Island of Guernsey and came into force on 30th June, 1987.

Collective title.

6. This Law and the Marriage Laws, 1919 to 1951, may be cited together as the Marriage Laws, 1919 to 1987.

SCHEDULE

Section 1(2)

"Declaration of Residence

I,, of
..... ,

hereby declare that I was ordinarily resident in the Island of Guernsey or of Sark, or
in the dependencies of the said Islands, for a continuous period of not less than 10
years between
and

Signed

(Signature of declarant)

on

(Date)

in the presence of

(Signature of Registrar-General or his Deputy)

Note Any person who without reasonable excuse makes a declaration which
is false in any respect is liable to prosecution."