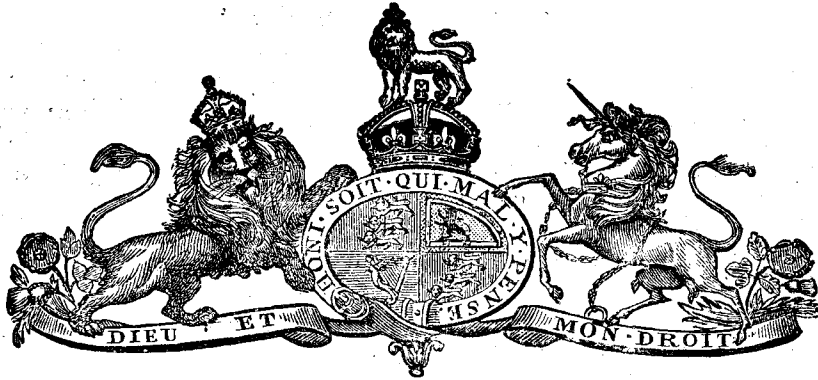


TASMANIA.

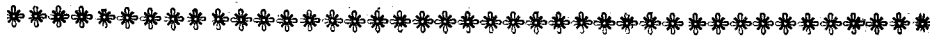


1906.

ANNO SEXTO

EDWARDI VII. REGIS,

No. 19.



AN ACT to amend "The Marriage Act, 1895."
[8 November, 1906.]

A.D.
1906.

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as "The Marriage Amendment Act, 1906," and shall be read and incorporated with "The Marriage Act, 1895," and the Acts amending the same.

Short title and incorporation.
59 Vict. No. 23.

2 No marriage in fact celebrated before the commencement of this Act shall be avoided by reason only of the same having been celebrated by a person not being—

Celebration by person believed to be, but not a Minister or Officer.
Cf. No. 15 of 1899, s. 12 (N.S.W.).
Cf. 58 Vict. No. 11, s. 29 (W.A.).
Cf. No. 1166 of 1890, s. 17 (Vict.).
Cf. 28 Vict. No. 15, s. 13 (Q.).

i. A Minister of Religion: or

ii. The Registrar-General or a Registrar—

authorised by law to celebrate marriages, if either of the parties to the marriage at the time *bonâ fide* believed that such person was a person authorised to celebrate marriages.

4d.]

Marriage Act Amendment.

A.D. 1906.

Celebration
under 60 Vict.
No. 13 (Tas.), in
presence of person
believed to be a
Registrar of
Marriages.

Marriage not to
be avoided by
reason of non-
registration of
Minister.

N.S.W., s. 14.
W.A., s. 30.
Vict., s. 17.
Q., s. 29, also
Ct. 34 Vict. No.
8, ss. 3 & 4 (Q.).
60 Vict. No. 13
(Tas.).

Marriage not to
be avoided by
reason of
defective appoint-
ment, &c.

Omission to make
declaration.
N.S.W., s. 15.

Amendment of
Marriage Act,
1895.
59 Vict. No. 23.

3 No marriage in fact celebrated pursuant to Section Two of "The Marriage Amendment Act, 1896," before the commencement of this Act shall be avoided by reason only of the same having been celebrated in the presence of a person not being a duly-appointed Registrar of Marriages if either of the parties to the marriage at the time *bonâ fide* believed that such person was a duly appointed Registrar of Marriages.

4 No marriage celebrated before the commencement of this Act shall be avoided by reason only of the omission of the Minister celebrating the same to cause his name, designation, usual place of residence, or any other particulars to be registered according to law, or by reason of the same ceasing to be so registered.

5 No marriage, whether celebrated before or after the commencement of this Act, shall be avoided by reason of—

i. The illegal, informal, or defective appointment of the Registrar-General or Registrar celebrating such marriage :
or

ii. In the case of a marriage celebrated pursuant to Section Two of "The Marriage Amendment Act, 1896," the illegal, informal, or defective appointment of the Registrar witnessing and officiating in the marriage.

6 No marriage celebrated in *Tasmania* before the commencement of this Act shall be deemed to be or be declared invalid by reason only of the fact that both or either of the parties to such marriage have not made a declaration as required by law.

7 "The Marriage Act, 1895," is hereby amended, as follows :—

- i. Section Seven is hereby amended by striking out the words "as hereinbefore mentioned" at the end of paragraph ii. in the Ninth line of the Section :
- ii. Section Fifteen is hereby amended by striking out the word "Officers" in the Fourth line thereof, and substituting the words "Registrars of Marriages" therefor :
- iii. It shall be read and construed as if Section Fifteen thereof followed immediately after Section Five thereof.