CHARLES III



Territories of South Georgia and the South Sandwich Islands

ALISON MARY BLAKE C.M.G., Commissioner.

Marriage (Amendment) Ordinance 2024

(No: 1 of 2024)

ARRANGEMENT OF PROVISIONS

Section

- 1. Title
- 2. Commencement
- 3. Amendment of Marriage Ordinance (Cap 43)
- 4. Section 2 amended (interpretation)
- 5. Section 11 replaced (consents required to marriage of minors)
- 6. Section 14 repealed (forbidding marriages)
- 7. Section 17 amended (certificates)
- 8. Section 25 replaced (fees)
- 9. Minor amendments

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MARRIAGE (AMENDMENT) ORDINANCE 2024

(No: 1 of 2024)

(assented to: 13 February 2024) (commencement: on publication) (published: 27 February 2024)

AN ORDINANCE

To amend the Marriage Ordinance (Cap. 43).

ENACTED by the Commissioner for South Georgia and the South Sandwich Islands —

1. Title

This Ordinance is the Marriage (Amendment) Ordinance 2024.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Marriage Ordinance (Cap 43)

This Ordinance amends the Marriage Ordinance (Cap 43) in its application to South Georgia and the South Sandwich Islands.

4. Section 2 amended (interpretation)

In section 2 delete the definition of "Minor" or "Infant"".

5. Section 11 replaced (consents required to marriage of minors)

Replace section 11 with —

"11. Marriage - minimum age

No marriage may be solemnised by a registrar or a minister of religion under this Ordinance between persons either of whom is under the age of 18 years.".

6. Section 14 repealed (forbidding marriages)

Section 14 is repealed.

7. Section 17 amended (certificates)

Replace "the husband" with "the parties to the marriage".

8. Section 25 replaced (fees)

Replace section 25 with —

"25. Fees

The Commissioner may by notice in the *Gazette* require payment of a fee for a service provided under this Ordinance of an amount specified in the notice.".

9. Minor amendments

- (1) In the First Schedule
 - (a) replace Form 1 (Notice of Marriage) with —

Register General for South Georgia and the South Sandrich Islands									
No: /20	: /20								
NOTICE OF MARRIAGE									
Name & Surname	Age	Marital status	Occupation	Place of Residence	Period of Residence	Date, Time & Place of intended Marriage			
I believe that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage, and In respect of myself I am eighteen years of age or over In respect of myself I am eighteen years of age or over They are eighteen years of age or over, And I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons to be married are true.									
Signature:									
Signed and declared to before me by (must be Magistrate, Registrar, Justice of the Peace, British consular official or Notary Public):									
This day of 20	, at								
I certify that the above declaration was duly received by me on the day of					acd:				
Registrar General for South Georgia and South Sandwich Islands									

(b) in Form 2, replace the headings with the following —

Name and A	Age M	Iarital (Occupation	Place of	Parent's name	Parent's name
Surname in	-8-	atus	- · · · · · · · ·	residence	and occupation	and occupation
full				Testactice	parent 1	parent 2

(c) replace Form 3 (Marriage Certificate) with —

Register General for South Georgia and the South Sandrich Islands Form 3									
No: ****/20	¥.					Marriage Ordinance (Cap ±3)			
CERTIFICATE OF MARRIAGE									
Marriage solemnised at ***********************************									
When Married	Name & Surname in full	Age	Marital status	Occupation_	Place of Residence	Parent's name, surname and Occupation (Parent 1)	Parent's name, surname and Occupation (Parent 2)		
TIME DAY DATE/MONTH									
YEAR									
Married at [LOCA	ATION] by me, [NAME], I	REGISTRAR							
This Marriage was solemnised between us,			in the presence of us,						
Signed:			Signed: [Name] (Witness)						
Signed:				Signed:		[Name]	(Witness)		
[Name]			Signed:		[Name]	(Witness)			

(2) Delete the Second and Third Schedules.

Enacted 13 February 2024

A. M. BLAKE C.M.G., *Commissioner*.

OBJECTS AND REASONS

(not part of the Ordinance)

This Ordinance amends the Marriage Ordinance (Cap. 43) ("the Ordinance") as applied to South Georgia and the South Sandwich Islands by the Application of Colony Laws Ordinance (Cap 1 D.S.). The Ordinance is amended to set the minimum age for marriage age at 18 years and remove the requirement for parental consent for marriage. The amendment aligns the Ordinance with the law of England and Wales.

Sections 1 to 3 provide for preliminary matters. The amendments commence on publication in the Gazette.

Section 4 amends section 2 of the Ordinance by deleting the definition of "'Minor" or "Infant"". A minor or infant is defined as a person who is under 21 years and consent is required under the Ordinance before they marry.

Section 5 replaces section 11 of the Ordinance and the new section provides that a marriage where one of the parties is below 18 years of age is void. A minimum age for marriage is therefore set at 18 years.

Section 6 repeals section 14 of the Ordinance which allows persons whose consent to a marriage is required to forbid the marriage.

Section 7 amends section 17 so as to remove some discriminatory language which requires a marriage certificate to be handed to the husband. The change provides for the certificate to be handed to the parties to the marriage.

Section 8 replaces section 25 of the Ordinance (which provides for the payment of fees specified in the Ordinance) with a provision that allows the Commissioner to set fees by notice in the *Gazette* for services provided under the Ordinance. The notice must specify the service and the fee.

Section 9 effects amendments to the forms in the First Schedule and deletes the Second and Third Schedules. The forms in the First Schedule are revised in line with the removal of consent requirements. The Third Schedule is deleted because under the new section 25, fees will be set by notice in the *Gazette*.