



WESTERN AUSTRALIA.

ANNO DUODECIMO

VICTORIÆ REGINÆ.

---

No. XIII.

**An Ordinance to amend an Ordinance intituled “ An Act to provide for the Registration of Births, Deaths and Marriages, in the Colony of Western Australia.**

**W**HEREAS it is expedient to amend the law relating to the Preamble.  
registration of marriages: Be it therefore enacted, by His  
Excellency the Governor of Western Australia and its Dependencies,  
by

4th and 5th Vict. No. 9  
repealed, save as to mar-  
riages in Registrar's  
office.

by and with the advice and consent of the Legislative Council thereof, that so much of an Ordinance passed in the fourth and fifth years of the Reign of Her present Majesty, intituled "an Act to provide for the Registration of Births, Deaths and Marriages, in the colony of Western Australia," as relates to the Registration of Marriages, shall, save and except as to all registrations, matters and things already done under the said Ordinance, and save and except as to marriages solemnized in a Registrar's office. be and the same is hereby repealed.

Certificate in duplicate.

One copy to party, one to  
Registrar.

II. AND be it enacted that any Minister of the Church of England by whom any marriage shall be solemnized after the passing of this Ordinance, shall immediately upon the solemnization thereof certify such marriage by a writing under his hand according to the form hereunto annexed and marked with the letter A; and such certificate in duplicate shall be also signed forthwith by the parties entering into such marriage and by the witnesses to the same, according to the said form, and the minister shall deliver one duplicate of such certificate to the persons married, or to one of them, and shall transmit the other duplicate of such certificate to the Registrar of Births, Deaths, and Marriages of the district.

Certificate to be trans-  
cribed by Registrar.

III. AND be it enacted, that as often as any such duplicate certificates of marriage are transmitted to any Registrar of a district, the same shall be by such Registrar carefully transcribed into his register book, and shall be subsequently by him transmitted to the Registrar General, who shall also transcribe the same in like manner as he is directed by the said recited Ordinance to transcribe the registers of marriage therein referred to.

Penalty for neglect to  
transmit or deliver Cer-  
tificate.

IV. AND be it enacted, that every minister who is hereby required to transmit a duplicate of the certificate of marriage as afore-said to the Registrar of the district, and shall neglect to do so within one calendar month after the solemnization or performance of any such ceremony, or who being duly required to deliver any such certificate, shall refuse or neglect so to do, shall be liable for every such offence to forfeit and pay a sum not exceeding fifty pounds.

Registrar's Fee, how re-  
coverable.

V. AND be it enacted, that every District Registrar shall be entitled to demand and receive for every such transcription as afore-said of any certificate of marriage the like fee as he is entitled to demand

1849.

12th Vict. No. 13.

demand and receive in and by the said Ordinance for the registration of any marriage; and in case of neglect or refusal to pay the same, then to sue for and recover the amount in a summary way before any two Justices of the Peace in like manner as wages are recoverable by an Ordinance passed in the sixth year of the Reign of Her present Majesty, intituled "an Act to provide a summary remedy in certain cases of breach of contract."

VI. AND be it enacted, that all penalties and forfeitures imposed by this Ordinance shall be recovered and applied in the manner directed by an Ordinance passed in the tenth year of the Reign of Her present Majesty, intituled "an Ordinance to repeal the existing laws respecting the solemnization of matrimony, and to make other regulations respecting the same;"—Provided that no such penalty or forfeiture shall be sued for after the expiration of two years after the day on which the same shall be alleged to have been incurred.

Recovery and appropriation of Penalties.

VII. AND be it enacted, that all marriages solemnized in the Registrar's office shall continue to be registered in the manner directed by the said first above recited Ordinance.

Marriages in a Registrar's Office.

CHARLES FITZGERALD,  
GOVERNOR AND COMMANDER-IN-CHIEF

*Passed the Council }  
9th May, 1849. }*

THOMAS N. YULE,  
Acting Clerk of the Council.

SCHEDULE

## SCHEDULE REFERRED TO.

## A

## Form of Certificate.

No.	When and where Married.	Name and surname.	Under or above the age of 21 years.	Condition.	Rank or Profession.	Residence at the time of Marriage.	Father's name and surname.	Rank or Profession of Father.

Married in the

according to the rites and ceremonies of the Church of England by me

Signed

, Minister.

This Marriage } A. B.  
 was solemnized }  
 between us } C. D.

In the presence }  
 of us }