



SOLEMNISATION OF MARRIAGE STATUTE 2014

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LONG TITLE

A Statute to provide for the Solemnisation of Marriage.

The Synod of the Diocese of North West Australia resolves as follows.

Chapter 1 – Preliminary

NAME

This is the *Solemnisation of Marriage Statute 2014*.

DEFINITIONS AND INTERPRETATION

In this Statute –

“the Assent and Amendment Statute” means canons of the General synod of the Anglican Church of Australia 1981, 1985, 1987, Assent Statute 1988, Amendment Statute 1988;

“this Church” means the Anglican Church of Australia in this Diocese;

“Marriage Act” means the *Marriage Act 1961* of Australia as amended from time to time;

“the Marriage Canon” means Canon No 3, 1981, A Canon Concerning Solemnization of Matrimony;

“marriage” means a voluntary union for life of one man and one woman to the exclusion of all others;

“minister” means a minister who, on the nomination of this Church, is authorised by the laws of the Commonwealth of Australia to solemnise marriage.

Chapter 2 – Scope of the Statute

MARRIAGE ACT REQUIREMENTS

The obligations imposed by this Statute are in addition to the obligations imposed by the *Marriage Act 1961*.

Requirements

Marriage shall not be solemnised in the Diocese –

- (a) Except in accordance with the rites and ceremonies of this church;
- (b) Unless the celebrant is a minister;
- (c) Except in a church or chapel of this Diocese, provided that the Bishop may give permission for the solemnisation of marriage at some other specific place in this Diocese;
- (d) Unless the persons to be married are not within a prohibited relationship; and
- (e) Where either or each of the parties to be married is a divorced person, unless, in accordance with the laws of this Church, the Bishop has given permission for the solemnisation of the marriage in this Diocese.

Chapter 3 – Regulations & Related Legislation

REGULATIONS

Regulation making power

The Diocesan Council may from time to time make, amend or repeal regulations (e.g. policies and procedures) not inconsistent with the provisions of this Statute providing for records arising out of or incidental to the operation of this Statute and for all or any of the purposes, whether general or to meet particular cases, which may be convenient for the administration of this Statute or which may be necessary or expedient to carry out the overriding purposes of this Statute.

RELATED LEGISLATION

Marriage Act 1961 (Cwth)

Chapter 4 – General

RESPONSIBILITIES

Review

The Diocesan Council will review the operation of this Statute on or before six years after its commencement.

Records management

The Registry maintains all records relevant to administering this Statute using its recordkeeping system.

CERTIFICATIONS AND ASSENT

I Certify that the Statute as printed is in accordance with the Statute as reported.

P GRICE
Chair of Committees

I Certify that this Statute was passed by the Synod of the Diocese of North West Australia on 04/10/2014.

K HARRIS
Registrar

I Assent to this Statute.

G NELSON
Bishop
04/10/2014