

No. 10.—1863.

1st August.

AN ORDINANCE to confirm certain Marriages.

(L. S.) ROB. W. KEATE.

WHEREAS since this Island became a possession of the British Crown divers marriages have been celebrated between persons within the prohibited degrees of consanguinity or affinity, according to the computation of such degrees adopted by the law of Spain, but not within the prohibited degrees according to the computation of such degrees by the law of England, and between persons related by spiritual affinity, and also between persons belonging to different religious communions, and divers marriages have also been celebrated without due publication of banns: And whereas it is expedient that such marriages should be confirmed: Be it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

1. No marriage celebrated in this Island since the same became a possession of the British Crown between persons not being within the prohibited degrees according to the law of England, or between persons related by spiritual affinity, or between persons belonging to different religious communions, or without due publication of banns, shall be or be deemed or taken to be void or voidable by reason of consanguinity or affinity or spiritual affinity, or by reason of any difference of communion, or by reason of the want of due publication of banns; and every such marriage shall be and be held to be good and valid in the law to all intents and purposes whatsoever, and the issue of such marriage to have ever been and to be legitimate notwithstanding that the persons contracting such marriage may have stood within any degree of consanguinity or affinity, not being a prohibited degree according to the law of England, or been related by spiritual affinity, or notwithstanding that such persons may have belonged to different religious communions, or notwithstanding the want of due publication of banns.

Marriages
celebrated in
this colony
not to be void
by reason of
certain
defaults.

Marriages declared invalid by competent authority not to be revived.

2. Provided always that this Ordinance shall not extend to render valid any marriage which before the passing of this Ordinance may have been declared invalid by any Court of competent jurisdiction in any proceeding touching such marriage, or touching any right dependent on the validity or invalidity thereof, or any marriage either of the parties to which has afterwards during the life of the other lawfully intermarried with any other person.

Laws affecting marriages on certain grounds repealed.

3. All Laws, Orders in Council and Ordinances whatsoever prohibiting or affecting marriages on the ground of consanguinity or affinity so far as regards persons not being within the prohibited degrees according to the law of England, or on the ground of spiritual affinity, or on the ground of the parties belonging to different religious communions, shall be and the same are hereby repealed.

Passed in Council this first day of August, in the year of our Lord one thousand eight hundred and sixty-three.

R. LECHMERE GUPPY,
Clerk of Council.

No. 11.—1863.

1st August.

AN ORDINANCE to amend the Law with regard to the Solemnization and Registration of Marriages.

(L. S.) ROB. W. KEATE.

WHEREAS it is expedient to amend the Law with regard to the Solemnization and Registration of Marriages: Be it therefore enacted by His Excellency the Governor, with the advice and consent of the Legislative Council as follows:—

Registrar-General to be Registrar of Marriages.

1. The Registrar-General for the time being shall be the Registrar of Marriages under this Ordinance.