

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1850. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1850.

13 Victoria – Chapter 56

An Act to remove doubts relating to Marriages in certain cases. Passed 26th April 1850

Whereas in and by the second section of an Act made and passed in the fourth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to extend the privilege of solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province*, it is enacted, "That no Marriage shall be solemnized by any Minister or Teacher, or ordained person thereunto authorized, until after proclamation shall be made with an audible voice of such intended Marriage in some Church, Chapel or other public place of meeting for Religious Worship in the Town or Parish where such parties or one of them reside, during the time of Divine Service on three Sundays successively, except a Licence be first had and obtained therefor under the Hand and Seal of the Lieutenant Governor or Commander in Chief for the time being which Licence the Lieutenant Governor or Commander in Chief for the time being, is hereby authorized and empowered to grant:" And Whereas it is expedient to remove doubts relating to certain Marriages which have been supposed to be celebrated without Licences therefor being first obtained.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That no Marriage actually solemnized and intended to be celebrated by Licence in this Province, before the passing of this Act, shall be void or voidable only because no Licence for such Marriage had been previously obtained; provided that no other impediment or lawful hinderance to such Marriage existed at the time of its celebration.

II. And be it enacted, That no person authorized to issue Marriage Licences in this Province shall demand or receive any fee for any such Licence until the delivery of the Licence to or for the party applying therefor, under the penalty of fifty pounds for every offence, to be sued for and recovered by action of debt or by information in the Supreme Court in the name of Her Majesty's Attorney General for the time being.

III. And be it enacted, That every Licence hereafter issued in blank from the Secretary's Office, shall be marked with a specific number, and with the date of its issue from such Office, and a register shall be kept shewing to whom and on what day every such Licence in blank is issued.

IV. And be it enacted, That every Minister or other person authorized to celebrate Marriage in this Province, shall on or before the first day of January in every year, forward to the Provincial Secretary a list of the Licences received by him during the preceding year, with the numbers and dates of such Licences, and the days on which the Marriages respectively were celebrated.