



Jersey

MARRIAGE AND CIVIL STATUS (AMENDMENT) (JERSEY) ORDER 2023

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MARRIAGE AND CIVIL STATUS (AMENDMENT) (JERSEY) ORDER 2023

Made 20th March 2023
Coming into force 24th March 2023

THE MINISTER FOR HOME AFFAIRS makes this Order under Articles 23, 74, 82A and 82C of the [Marriage and Civil Status \(Jersey\) Law 2001](#) –

1 [Marriage and Civil Status \(Jersey\) Order 2018](#) amended

This Order amends the [Marriage and Civil Status \(Jersey\) Order 2018](#).

2 **Article 7 (conditions to be imposed on authorization) amended**

For Article 7 there is substituted –

“7 Conditions to be imposed on authorization – authorized civil celebrant

- (1) The authorization of an individual as an authorized civil celebrant is subject to –
 - (a) the conditions set out in paragraph (2);
 - (b) the standard conditions set out in Article 20;
 - (c) any other conditions imposed under the Law.
- (2) The conditions are –
 - (a) if an authorized civil celebrant is the marriage celebrant for the solemnization of a marriage or the civil partnership celebrant for the solemnization of a civil partnership, the authorized civil celebrant must –
 - (i) be available at the location at which the solemnization of the marriage or the civil partnership is to take place from at least one hour immediately before the marriage ceremony or civil partnership ceremony, and
 - (ii) be in attendance throughout the marriage ceremony or civil partnership ceremony;

- (b) an authorized civil celebrant must publish the fees chargeable by the authorized civil celebrant in respect of the solemnization of a marriage or a civil partnership;
 - (c) an authorized civil celebrant must –
 - (i) agree in writing with the parties to the marriage or the civil partnership the form and content of the civil marriage ceremony or civil partnership ceremony,
 - (ii) in the case of a marriage, ensure that the form and content comply with Article 17 of the Law, or
 - (iii) in the case of a civil partnership, ensure that the form and content comply with Article 14 of the Civil Partnership Law;
 - (d) an authorized civil celebrant must, where necessary, seek advice from the Superintendent Registrar on any matter in relation to the solemnization of marriages or civil partnerships;
 - (e) an authorized civil celebrant must, if required by the Superintendent Registrar, undertake training approved by the Superintendent Registrar to ensure that marriages are solemnized in compliance with the Law and that civil partnerships are solemnized in accordance with the Civil Partnership Law;
 - (f) an authorized civil celebrant must notify the Superintendent Registrar in writing within 30 days of –
 - (i) any change of circumstances that results in the details entered in the register of authorized civil celebrants in relation to the person no longer being correct, or
 - (ii) the occurrence of an event that might have caused the Superintendent Registrar not to authorize the person as an authorized civil celebrant if the event had occurred before the person was registered as such.
- (3) In this Article, “Civil Partnership Law” means the [Civil Partnership \(Jersey\) Law 2012](#).

7A Conditions to be imposed on authorization – authorized religious official

- (1) The authorization of an individual as an authorized religious official is subject to –
 - (a) the conditions set out in paragraph (2);
 - (b) the standard conditions set out in Article 20;
 - (c) any other conditions imposed under the Law.
- (2) The conditions are –
 - (a) if an authorized religious official is the marriage celebrant for the solemnization of a marriage, the authorized religious official must –

- (i) be available at the location at which the solemnization of the marriage is to take place from at least one hour immediately before the marriage ceremony, and
- (ii) be in attendance throughout the marriage ceremony;
- (b) an authorized religious official must publish the fees chargeable by the authorized religious official in respect of the solemnization of a marriage;
- (c) an authorized religious official must, if required by the Superintendent Registrar, undertake training approved by the Superintendent Registrar to ensure that marriages are solemnized in compliance with the Law;
- (d) an authorized religious official must notify the Superintendent Registrar in writing within 30 days of –
 - (i) any change of circumstances that results in the details entered in the register of authorized religious officials in relation to the person no longer being correct, or
 - (ii) the occurrence of an event that might have caused the Superintendent Registrar not to authorize the person as an authorized religious official if the event had occurred before the person was registered as such.”.

3 Article 20 (standard conditions) amended

- (1) This Article amends Article 20.
- (2) In the following places, after “a marriage”, there is inserted “or civil partnership” –
 - (a) paragraph (1);
 - (b) paragraph (2)(a), (c) and (d).
- (3) In the following places, after “marriage celebrant”, there is inserted “or civil partnership celebrant” –
 - (a) paragraph (1);
 - (b) paragraph (2)(a) in each place in which it occurs;
 - (c) paragraph (2)(d).
- (4) In the following places, after “marriage ceremony”, there is inserted “or civil partnership ceremony” –
 - (a) paragraph (2)(a), in both places in which it occurs;
 - (b) paragraph (2)(b);
 - (c) paragraph (2)(c), in both places in which it occurs;
 - (d) in paragraph (2)(d) –
 - (i) in the words in brackets, in both places in which it occurs,
 - (ii) in clause (i), in each place in which it occurs;
 - (e) paragraph (2)(e).
- (5) In paragraph (2)(d), in the words in brackets, after “parties to the marriage” there is inserted “or civil partnership”.

4 Article 45A (transfer of duties between parish and Superintendent Registrar) and Article 45B (keeping of marriage register and other documents) inserted

After Article 45, there is inserted –

“45A Transfer of duties between parish and Superintendent Registrar

- (1) Notice under Article 41A(2) of the Law must be given in writing.
- (2) The minimum period of time that may be specified in a notice given under Article 41A(2)(a) of the Law is –
 - (a) for the Parish of St. Helier, 6 months;
 - (b) for any other parish, 3 months.
- (3) The minimum period of time that may be specified in a notice given under Article 41A(2)(b) of the Law is –
 - (a) for the Parish of St. Helier, 12 months;
 - (b) for any other parish, 6 months.

45B Keeping of marriage register and other documents

A person who, by virtue of the person’s office, is required by this Order to keep a marriage register or other documents must, on ceasing to hold office, deliver the register and documents to the person’s successor.”.

5 Consequential amendments – conversion schedule

- (1) In the following places, for “conversion declaration form”, there is substituted “conversion schedule” –
 - (a) Article 21(4);
 - (b) Article 36 –
 - (i) in the heading,
 - (ii) in the introductory text, and
 - (iii) in sub-paragraph (e)(ii);
 - (c) Article 37(1) and (11)(c);
 - (d) Article 42(3)(b), in both places it occurs;
 - (e) Article 45.
- (2) In the following places, for “conversion declaration forms”, there is substituted “conversion schedules” –
 - (a) Article 42(3)(a);
 - (b) Article 57, in the heading and in the text.
- (3) In Article 44(1)(b) for “conversion declarations” there is substituted “conversion schedules”.

6 Schedule 1 (fees payable under the Law or this Order) amended

- (1) This Article amends Schedule 1.
 (2) For the table in Part 1, there is substituted –

“Item No.	Description	Provision of the Law	Fee	To whom payable
1.	Application for a notice of intended marriage	Article 8(1)(b)	£210.13	The Superintendent Registrar
2.	Request for, and issue of, a marriage schedule	Article 15(2) and (3)(c)	£315.19	The Superintendent Registrar
3.	Request for, and issue of, a certificate of no impediment to marriage	Article 16(2) and (3)(c)	£105.06 per applicant	The Superintendent Registrar
4.	Change to date, time or location contained in the published notice of intended marriage	Article 18(3)	£52.53	The Superintendent Registrar
5.	Application for a conversion of a civil partnership to a marriage	Article 19(1)(b)	£210.13	The Superintendent Registrar
6.	Request for issue of conversion schedule	Article 21(2) and 21(3)(c)	£315.19	The Superintendent Registrar
7.	Solemnization of a marriage by conversion	Article 22(3)(a)	£0	
8.	Fee payable by the Superintendent Registrar for each marriage that a registrar registers under Article 24A(3)(a) or (b) and for the provisions of returns of registers	Article 24A(4)	£10.51	The registrar of a parish
9.	Search of books, indexes, registers, notices or entries held at the office of the	Article 24C(2) and (4)	£94.56	The Superintendent Registrar

“Item No.	Description	Provision of the Law	Fee	To whom payable
	Superintendent Registrar			
10.	Registration of birth more than 21 days and less than 6 months after the birth	Article 52(3)(b)	£210.13	The relevant registrar
11.	Re-registration of birth where parents not married	Article 56(3)	£57.79	The relevant registrar
12.	Re-registration of birth following legitimation	Article 57(6)	£57.79	The Superintendent Registrar
13.	Registration of a name as altered within one year of birth	Article 58(1)	£57.79	The relevant registrar
14.	Certificate required under Article 58(1) where the name of a child is altered or given in baptism	Article 58(3)	£57.79	The person providing the certificate
15.	Re-registration of child to include the child’s name	Article 58A(4)	£57.79	The relevant registrar
16.	Short birth certificate – (a) if issued on the day on which the application is made (b) if issued on a day after that on which the application is made	Article 60(1) or (2)	£21.01 £10.51	The relevant registrar
17.	Copy of an entry in a register kept by the relevant registrar under the Law	Article 78(2)	£31.52	The relevant registrar
18.	Search of indexes maintained by	Article 78(3)(a)	£0	

“Item No.	Description	Provision of the Law	Fee	To whom payable
	Superintendent Registrar			
19.	Copy certified under the hand of the Superintendent Registrar of an entry in a book or register – (a) if issued on the same day on which the application is made (b) if issued after the day on which the application is made	Article 78(3)(b)	£63.04 £31.52	The Superintendent Registrar
20.	Search of indexes by the Superintendent Registrar	Article 80C	£31.52 per hour of part of an hour	The Superintendent Registrar
21.	Issue of a proof of life letter	Article 80C	£52.53	The Superintendent Registrar
22.	Supplementary fee for use of the office of the Superintendent Registrar as a location for the solemnization of a marriage taking place on Monday to Friday	Article 80C	£21.01	The Superintendent Registrar
23.	Supplementary fee for use of office of the Superintendent Registrar as a location for the solemnization of marriage taking place on Saturday, Sunday or a bank holiday	Article 80C	£105.06	The Superintendent Registrar
24.	Solemnization of a marriage by the Superintendent Registrar or Deputy Superintendent	Article 80C	£0	

“Item No.	Description	Provision of the Law	Fee	To whom payable
	Registrar on Monday to Friday at the office of the Superintendent Registrar			
25.	Solemnization of a marriage by the Superintendent Registrar or Deputy Superintendent Registrar on a Saturday, Sunday or bank holiday at the office of the Superintendent Registrar	Article 80C	£157.59	The Superintendent Registrar
26.	Solemnization of a marriage by the Superintendent Registrar or Deputy Superintendent Registrar at any approved location other than the office of the Superintendent Registrar	Article 80C	£157.59	The Superintendent Registrar
27.	Delivery of a certificate or document by the Superintendent Registrar to the Customs and Immigration Department for an apostille	Article 80C	£21.01	The Superintendent Registrar
28.	Re-registration of a surname	Schedule 2A, paragraph 2	£57.79	The relevant registrar”.

(3) For the table in Part 2, there is substituted –

“Item No.	Description	Article of the Order	Fee	To whom payable
1.	Grant of authorization for an authorized civil celebrant	11(1)(a)	£157.59	The Superintendent Registrar

“Item No.	Description	Article of the Order	Fee	To whom payable
2.	Annual fee for authorization of an authorized civil celebrant	11(1)(b)	£210.13	The Superintendent Registrar
3.	Registration of authorization for authorized religious official	11(2)(a)	£0	The Superintendent Registrar
4.	Annual fee for registration of authorized religious official	11(2)(b)	£0	The Superintendent Registrar
5.	Application for approval of a location for the solemnization of marriage in the case of a specific marriage	15(2)(d)	£235.75	£102.50 payable to the parish and £133.25 to the Superintendent Registrar
6.	Application for approval of a location for the solemnization of marriage for a period of 3 years	15(2)(d)	£440.75	£307.50 payable to the parish and £133.25 to the Superintendent Registrar
7.	Application for the renewal of approval of a location for the solemnization of marriage	16(10)	£440.75	£307.50 payable to the parish and £133.25 to the Superintendent Registrar
8.	Application for amendment of approval of a location for the solemnization of marriage	22(2)	£105.06	The Superintendent Registrar
9.	Attendance by Superintendent Registrar to sign forms and do identity checks in special circumstances	37(7)(d)(ii)	£52.53	The Superintendent Registrar
10.	Amendments to a marriage schedule, book or certificate arising from special circumstances	37(9)	£78.80	The Superintendent Registrar”.

7 Citation and commencement

This Order may be cited as the Marriage and Civil Status (Amendment) (Jersey) Order 2023 and comes into force immediately after the commencement of the [Marriage and Civil Status \(Amendment No. 5\) \(Jersey\) Law 2023](#).

DEPUTY H.M. MILES OF ST. BRELADE

Minister for Home Affairs