



**PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

MARRIAGE REGISTRATION (AMENDMENT)

A

BILL

to amend the Marriage Registration Ordinance (Chapter 112)

*Presented by Hon. Prime Minister and Minister of Buddha Sasana and
Religious Affairs on March 08, 2013*

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Ordered by Parliament to be printed

[Bill No. 224]

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STATEMENT OF LEGAL EFFECT

Clause 2 : This clause amends section 24 of the Marriage Registration Ordinance (Chapter 112) (hereinafter referred to as the “principal enactment”) by specifying the mode of payment of fees to the registrar of the division and the District Registrar.

Clause 3 : This clause amends section 27 of the principal enactment by revising the amount of fees to be paid to the District Registrar and specifying the mode of payment.

Clause 4 : This clause amends section 34 by specifying the fees to be paid to the Registrar.

Clause 5 : This clause amends section 38 by revising the amount of fees to be paid and specifies the mode of payment.

Clause 6 : This clause amends section 51 by requiring the applicant to pay an amount in place of affixing stamps.

Clause 7 : This clause amends section 62 of the principal enactment by giving the power to the Minister to revise fees enumerated in the second schedule by rules published in the *Gazette*.

Clause 8 : This clause replaces the second schedule to this Act.

Marriage Registration (Amendment)

L.D.—O. 6/2013.

AN ACT TO AMEND THE MARRIAGE REGISTRATION ORDINANCE
(CHAPTER 112)

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:-

1. This Act may be cited as the Marriage Registration (Amendment) Act, No. of 2013 and shall be deemed to have come into operation from January 1, 2013. Short title and date of operation.
2. Section 24 of the Marriage Registration Ordinance (Chapter 112) (hereinafter referred to as the “principal enactment”) is hereby amended by the repeal of subsection (6) of that section, and the substitution therefor, of the following subsection :— Amendment of section 24 of the Marriage Registration Ordinance (Chapter 112).
- “(6) Every notice to a Registrar of a Division or to a District Registrar as the case may be, under subsection (1), (2) or (3) of section 23 or every notice under subsection (4) thereof, shall be accompanied by a receipt issued by the Registrar of such Division or such District Registrar as the case may be, in proof of payment of a sum of rupees ten or a sum of rupees thirty respectively or such other amount as may be prescribed by the Minister from time to time.”.
3. Section 27 of the principal enactment is hereby amended by the repeal of subsection (4) of that section and the substitution therefor, of the following subsection :— Amendment of section 27 of the principal enactment.
- “(4) Where the declaration is made before the District Registrar, the party making the declaration shall pay rupees one hundred or such amount as may be prescribed by the Minister from time to time and where the declaration is made before the Registrar of a Division it shall be accompanied by a receipt issued by the District Registrar in proof of payment of a sum of rupees one hundred or such amount as may be prescribed.”.

4. Section 34 of the principal enactment is hereby amended by the repeal of subsection (5) of that section and the substitution therefor, of the following subsection :—

Amendment
of section 34
of the
principal
enactment.

5 “(5) The minister shall, within seven days from the date of the solemnizing of the marriage, separate from the register book the duplicate statement of the marriage and transmit the same to the District Registrar within whose district the marriage was solemnized together with a fee specified in the second schedule to this Act, as may be prescribed by the Minister from time to time, which is payable to such Registrar for the registration of such marriage.”.

5. Section 38 of the principal enactment is hereby amended by the repeal of subsection (2) of that section and the substitution therefor, of the following subsection :—

Amendment
of section 38
of the
principal
enactment.

20 “(2) In case the female party belongs to a class other than that described in the preceding subsection or is in the opinion of the District Registrar, not entitled to the benefits of that subsection, it shall be lawful for the District Registrar upon the application of one of the parties to the indented marriage, and which application shall be accompanied by a receipt issued by the District Registrar in proof of payment of a sum of rupees three thousand five hundred or such other amount as may be prescribed by the Minister from time to time, to issue a license empowering a registrar to solemnize the marriage at such place and hour as the parties may prefer and as they may be named in this licence.”.

30 6. Section 51 of the principal enactment is hereby amended by the repeal of subsection (2) of that section and the substitution therefor, of the following subsection :—

Amendment
of section 51
of the
principal
enactment.

35 “(2) The applicant shall pay in respect of every written application and in respect of every certified copy or certified extract thereof such amount as may be prescribed by the Minister from time to time.”.

7. Section 62 of the principal enactment is hereby amended in subsection (1) of that section by the substitution for the words “the fees enumerated in the second schedule” of the words “the fees enumerated in the second schedule which may be prescribed by the Minister from time to time,”.

Amendment of section 62 of the principal enactment.

8. The Second Schedule to the principal enactment as last amended by Act, No. 36 of 2006, is hereby repealed and the following schedule substituted therefor :—

Replacement of the second schedule to the principal enactment.

“SECOND SCHEDULE (Section 62)

	<i>For what Duty</i>	<i>Payable to whom</i>	<i>Payable by whom</i>	<i>Amount (Rs.)</i>
1	Entering a notice of marriage at his office or at any other place	Registrar	Applicant	100.00
2	Entering a notice of marriage at his office or at any other place	Additional District Registrar or District Registrar	Applicant	100.00
3	Issuing Registrar's certificate on a notice of marriage	Registrar	Parties to marriage	100.00
4	Issuing Registrar's certificate on a notice of marriage	Additional District Registrar or District Registrar	Parties to marriage	100.00
5	Solemnizing marriage in his office	Registrar	Parties to marriage	750.00

4 *Marriage Registration (Amendment)*

“SECOND SCHEDULE (Section 62)

	<i>For what Duty</i>	<i>Payable to whom</i>	<i>Payable by whom</i>	<i>Amount (Rs.)</i>
6	Registration of marriage solemnized in registered place of public worship	District Registrar	Parties to marriage	750.00
7	Solemnizing marriage in his office	Additional District Registrar or District Registrar	Parties to marriage	750.00
8	Solemnizing marriage outside his office under section 38	Registrar	Parties to marriage	1500.00
9	Solemnizing marriage outside his office under section 38	Additional District Registrar or District Registrar	Parties to marriage	1500.00

9. Any fees charged or collected by or on behalf of the Registrar- General or any person authorised under this Act, for any purpose authorized by this Act to charge or collect, from January 1, 2013 and ending on March 31, 2013, shall be deemed to have been validly charged or collected by the Registrar- General or by any such person authorised under this Act: Validation and Indemnity.

10 Provided that, the aforesaid provisions of this section shall not affect any decision or order made by any Court or any proceedings pending in any Court in respect of any fee charged or collected during the aforesaid period.

- 10.** In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala text
to prevail in
case of
inconsistency.

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