THE LAW RELATING TO THE REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES IN ENGLAND: THE DUTIES OF THE REGISTRATION OFFICERS AND THE MARRIAGE OF DISSENTERS; INCLUDING THE BIRTHS & DEATHS REGISTRATION AMENDMENT ACT, 1874; WITH NOTES AND CASES

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649749454

The Law Relating to the Registration of Births, Deaths, and Marriages in England: The Duties of the Registration Officers and the Marriage of Dissenters; Including the Births & Deaths Registration Amendment Act, 1874; With Notes and Cases by W. Cunningham Glen & Alexander Glen

Except for use in any review, the reproduction or utilisation of this work in whole or in part in any form by any electronic, mechanical or other means, now known or hereafter invented, including xerography, photocopying and recording, or in any information storage or retrieval system, is forbidden without the permission of the publisher, Trieste Publishing Pty Ltd, PO Box 1576 Collingwood, Victoria 3066 Australia.

All rights reserved.

Edited by Trieste Publishing Pty Ltd. Cover @ 2017

This book is sold subject to the condition that it shall not, by way of trade or otherwise, be lent, re-sold, hired out, or otherwise circulated without the publisher's prior consent in any form or binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

www.triestepublishing.com

W. CUNNINGHAM GLEN & ALEXANDER GLEN

THE LAW RELATING TO THE REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES IN ENGLAND: THE DUTIES OF THE REGISTRATION OFFICERS AND THE MARRIAGE OF DISSENTERS; INCLUDING THE BIRTHS & DEATHS REGISTRATION AMENDMENT ACT, 1874; WITH NOTES AND CASES



THE LAW

RELATING TO THE

Registration of Births, Deaths, and Marriages in England;

w

Buties of the Registration Officers

AND

THE MARRIAGE OF DISSENTERS;

INCLUDING

THE BIRTHS & DEATHS REGISTRATION AMENDMENT ACT, 1874;

Bith Rotes and Cases.

HY

W. CUNNINGHAM GLEN,

SENIOR LEGAL ASSISTANT TO THE LOCAL GOVERNMENT BOARD;

CHA

ALEXANDER GLEN, B.A., LL.B.,

SECOND EDITION.

LONDON:

KNIGHT & CO., 90, FLEET STREET, E.C.

1875.

LONDON:
PRINTED BY WILLIAM CLOWES AND SONS,
STAMFORD STREET AND CHARING CROSS.

PREFACE.

THOSE upon whom the administration of parochial law devolves cannot on all occasions consult the Statute Book itself, but must depend upon collected and annotated editions of Statutes bearing upon each subject with which they are more particularly concerned. It is the object of this collection of statutes relating to the Registration of Births, Deaths, and Marriages, and the Solemnization of Marriage according to other usages and forms than those prescribed by the Church of England, to bring together in a convenient and portable form the whole of the Statute Law upon those respective subjects.

The passing of the Births and Deaths Registration Amendment Act, 1874, has necessitated the entire revision of the first edition of this collection of these statutes; and in doing so the Editors have eliminated all the Acts and parts of Acts on the subject that have been repealed, and revised the notes to the several sections, and added all the decisions upon them up to the present time. In order to facilitate reference from one statute to another bearing upon the same point, cross references have been made in the foot-notes wherever necessary.

In the Appendix will be found the Circulars issued by the Registrar General of Births, Deaths, and Marriages since the passing of the Registration Law Amendment Act, 1874, besides other important official documents.

The new Regulations of the Registrar General for Superintendent Registrars and Registrars of Births and Deaths are published separately.

A very full Table of Contents has been prefixed to the work, and the Index, which is the work of Mr. ALEXANDER GLEN, B.A., LL.B., Barrister-at-Law, late Scholar of Christ's College, Cambridge, will enable any one, without difficulty or delay, to find any required part or subject.

In so far as Registrars of Births and Deaths have duties to discharge under the Compulsory Vaccination Acts, they are referred to the work on the subject of those Acts by Mr. Danby P. Fry, Barrister at Law, Assistant Secretary to the Local Government Board.

W. C. G.

Elm Court, Temple,
 5th January, 1875.

TABLE OF CONTENTS.

6 & 7 Wm. 4, cap. 86.

Aп	Act for registering Births, Deaths, and Marris	ages in
	England. [17th August, 18	336.]
BC	ny. Ny ivon-paositra ny ivonana amin'ny avoan-paositra ny taona amin'ny tanàna amin'ny taona amin'ny faritra ny taona	PAGE
2,	General Registry Office to be provided in London or We	72707
	Lord Treasurer or Lords Commissioners of His Majest	. 2
-	Treasury to appoint Officers and fix Salary	. 2
5.	Regulations for Conduct of Officers to be framed under Direction of Secretary of State	
6.	Annual Abstract of Registers to be laid before Parliament	: 3
7.	Districts to be formed, and Registrars and Superintende	ent
	Registrars to be appointed	. 3
8.	Officers of Unions, &c., being dismissed by Guardians, & to cease to act under this Act	c.,
0	Register Offices to be provided in each Union	. 6
io.	Temporary Registrars and Superintendent Registrars to appointed for Parishes not under the Poor Law Act	
II.	In case of subsequent Unions previous Appointments to	be
	vacated	. 8
	Appointments to be exempt from Stamp Duties	. 9
	Register Boxes to be provided	. 9
	All Books, &c., to be transferred, on Removal of Registra	
	Register Books to be provided	· IC
	Registrars to register Births and Deaths	. 11
29.	Registrars to make out Accounts quarterly-Guardians	
	Overseers to pay Registrars	. 11
	Marriage Register Books to be provided	. 12
	Marriage Registers to be kept in Duplicate	. 13
32.	Certified Copies of Registers of Births and Deaths to be sequarterly, and the Register Books when filled, to t	
-	Superintendent Registrar	. 14
33-	Duplicates and certified Copies of Registers of Marriages be sent to Superintendent Registrar	to
	Superintendent Registrars to send certified Copies of Registe	. 15
34.	to the General Register Office , , ,	. 16
	Searches may be made and Certificates given by the Perso	
33.	bearing the Registers	16

TABLE OF CONTENTS.

sact.								PAGE
37. Indexes to be ke	ept at (General	Regist	er O	ffice.	Searc	hes	
allowed, and c							1.	18
8. Certified Copies p	riven at	Genera	I Regist	ry Of	ice to	be sea	led	18
9. Fees for Searche	s in the	Gener	al Regi	ster (Office 1	to be	ac-	
counted for to				9.	20010000			19
10. Clergymen, &c.,			ties ma	rried	the p	articul	ars	
required .						1132014		20
t. Penalty for wilful	ly giving	false	nformat	ion	38	- 10	165	21
2. Penalty for not du or for losing or	ily regist	ering B	irths, D	eaths,	and M	larriag	zes,	21
4. Accidental Errors				- 83	\$.5	(Ď)		22
	, may be	Correc	tou.		*	•		25.35
6. Appeal		: :		10.5	•	- •		25
7. No Certiorari .		Donala						25
9. Registers of Bapt	isms and	Burie	s may	е кер	t as ne	retoro	re.	25
45	S	CHED	ULES.			200		
SCHEDULE (A)	W. 1	g 35	0 140	20.00			57407	27
SCHEDULE (B)	- 25	3 12	3 3	22	10			28
SCHEDULE (C)	S) 1	0		0	- 21			29
SCHEDULE (D)	- E	용 내용) 및	155	- 53	8	650	30
	50	5 53		- 7	50	(17)	NATA	
An A	6 & 7		ges in	Eng	land. Aug	ust, 1	836.]
. After tot of Many	h	all De	lar name	whad	ber the	Dah	ich	
1. After 1st of Marc								
to continue to					DC SC	uemni	red	
on Production			Cermica	ie.	•	*		31
2. Marriages of Qua					OCCUPATION OF	3-14-11D		
				L	Canada	luckan A		32
3. Superintendent I			sirths to	be	Super	intend	lent	1.70.00
Registrar of M	arriages			•			•	32 32
Registrar of M 4. Notice of every in	arriages stended	Marria	ge to be	•			•	32
Registrar of M 4. Notice of every in intendent Regi	arriages stended istrar of	Marria the Dis	ge to be	give	n to ti	ae Sup	•	32 32
Registrar of M 4. Notice of every in intendent Regi 5. Superintendent R	arriages stended istrar of legistrar	Marria the Dis to keep	ge to be strict: p Notice	give	n to th Book	ie Sup	er-	32
Registrar of M 4 Notice of every is intendent Regi 5. Superintendent R B. Forms of Certific riage by Licen	arriages stended istrar of legistrar cates to	Marria the Dir to keep be far	ge to be strict: p Notice nished-	give s in a Certi	n to the Book	e Sup	er- lar-	3 ² 3 ² 34
Registrar of M 4. Notice of every it intendent Regi 5. Superintendent R 8. Forms of Certific riage by Licen cates .	arriages stended istrar of legistrar cates to ce to be	Marria the Dis to keep be far disting	ge to be strict: p Notice nished— guishabl	give es in a Certi	n to the Book ficates n other	for M	er- Iar- tifi-	32 32
Registrar of M Notice of every is intendent Regi Superintendent R Forms of Certific riage by Licen cates J. Issue of Superini	arriages stended istrar of legistrar cates to ce to be	Marria the Dis to keep be far disting	ge to be strict: p Notice nished— guishabl	give es in a Certi	n to the Book ficates n other	for M	er- Iar- tifi-	32 32 34 34
Registrar of M Notice of every ir intendent Regi Superintendent R Forms of Certific riage by Licen cates Superintendent R Superintendent R Superintendent R Superintendent R Superintendent R Superintendent R Superintendent	arriages stended istrar of legistrar cates to ce to be	Marria the Dis to keep be far disting	ge to be strict: p Notice nished— guishabl	give es in a Certi	n to the Book ficates n other	for M	er- Iar- tifi-	32 32 34 34 35
Registrar of M Notice of every it intendent Reg Superintendent R Forms of Certific riage by Licen cates Susse of Superin bidden Consent	arriages stended istrar of legistrar cates to ce to be tendent	Marria the Dir to keep be far disting	ge to be strict; p Notice nished— guishabl rar's Ce	give es in a -Certi e fros ertifica	Book ficates n other te ma	for M r Cerr	er- Iar- tifi-	32 32 34 34
Registrar of M Notice of every it intendent Reg Superintendent R Forms of Certific riage by Licen cates G Issue of Superint bidden C Consent Superintendent R	arriages stended istrar of legistrar cates to ce to be tendent	Marria, the Dis to keep be far disting Regist	ge to be strict; p Notice nished— guishabl rar's Ce	give es in a Certi- e from ertifica	n to the Book ficates n other terms for M	for M r Cert y be	er- Iar- tifi-	32 32 34 34 35
Registrar of M Notice of every it intendent Reg 5. Superintendent R Forms of Certific riage by Liceu o. Issue of Superint bidden O. Consent O. Superintendent R Superintendent R	arriages stended istrar of legistrar cates to ce to be tendent tegistrar t Registrar	Marria, the Dis to keep be far disting Regist may go rar to g	ge to be strict; p Notice nished— guishabl rar's Ce rant Lice rive Sec	e give es in a Certi- e from ertifica ences urity-	Book ficates n other te ma for M	for M r Cerv y be	e-	32 32 34 34 35
Registrar of M 4. Notice of every is intendent Regi 5. Superintendent R 8. Forms of Certific riage by Licen cates 9. Issue of Superint bidden 10. Consent 11. Superintendent R Superintendent 12. Caveat may be lo	arriages stended istrar of legistrar cates to ce to be tendent legistrar t Registrar t Registrar	Marria the Dis- to keep be fur disting Regist may go rar to go th Sup-	ge to be strict. p Notice nished— guishabl rar's Ce cant Lic rive Sec- erintend	e give es in a Certi- e from ertifica ences urity-	Book ficates n other te ma for M	for M r Cerv y be	e-	32 34 34 35 35 35
Registrar of M Notice of every it intendent Reg 5. Superintendent R Forms of Certific riage by Liceu o. Issue of Superint bidden O. Consent O. Superintendent R Superintendent R	arriages stended istrar of legistrar cates to ce to be tendent legistrar t Registrar t Registrar	Marria the Dis- to keep be fur disting Regist may go rar to go th Sup-	ge to be strict. p Notice nished— guishabl rar's Ce cant Lic rive Sec- erintend	e give es in a Certi- e from ertifica ences urity-	Book ficates n other te ma for M	for M r Cerv y be	e-	32 34 34 35 35
Registrar of M Notice of every is intendent Regi Superintendent R Forms of Certific riage by Licen cates J. Issue of Superint bidden Consent Superintendent R S	arriages atended istrar of egistrar cates to ce to be tendent tegistrar t Registrar t Registrar to Registrar to Registrar	Marria the Dis- to keep be fur disting Regist may go rar to g th Sup- ertificat	ge to be strict; p Notice nished— guishabl rar's Ce rant Lic ive Sec erintend	e give es in a -Certi- e from ertifica ences urity- ent R	Book ficates n other market ma	for M r Cer y be : arriag	Iar- tifi- for- inst	32 34 34 35 35 35
Registrar of M 4. Notice of every is intendent Regi 5. Superintendent R 8. Forms of Certific riage by Licen cates 9. Issue of Superint bidden 10. Consent 11. Superintendent R Superintendent 12. Caveat may be lo	arriages atended istrar of egistrar cates to ce to be tendent degistrar t Registrar t Registrar t degistrar to ce or Co be solem	Marria the Dis- to keep be far disting Regist may go sar to g th Sup- crtificat anized	ge to be strict. p Notice nished— guishabl rar's Ce rant Lic rive Secretinend e antil after	e give es in a -Certi- e from ertifica ences urity- ent R	Book ficates n other market ma	for M r Cer y be : arriag	Iar- tifi- for- inst	32 34 34 35 35 35

TABLE OF CONTENTS.

89

	TABLE OF CONTENTS.
10	SECT. PAGE
	 Superintendent Registrar's Certificate or Licence to be de- livered to the Person by or before whom the Marriage is solemnized.
	17. Superintendent Registrar may appoint Registrars of Mar-
	18. Places of Worship may be registered for solemnizing Mar-
	riages therein 19. On Removal of the same Congregation the new Place of Worship may be immediately registered, instead of the one disused
	one disused 20. Marriages may be solemnized in such registered Places, in the Presence of some Registrar and of two Witnesses
	21. Marriages may be celebrated before the Superintendent Registrar
	22. Marriage Fees to the Registrar . 23. Registrar to register all Marriages solemnized before him in
	Books to be sent by the Registrar General—6 & 7 Wm. 4, c. 86.
	 Copies of the Marriage Register Book to be given quarterly to the Superintendent Registrar
	 Bishops, with Consent of Patrons, may license Chapels for the Solemnization of Marriages in populous Places
	27. Appropriation of Fees on Marriages performed in such Chapels
	28. Patron or Incumbent may appeal to the Archbishop against such Licences
	 Marriages performed in such Chapels to be under the same Regulations as those performed in Parish Churches
	31. Option to Parties to be married at Parish Church
	32. Bishop, with Consent of Archbishop, may revoke such Licences
	33. In which case Registers to be sent to the Incumbent of the Parish Church
	34. Registrars of Dioceses to send to the Register Office, yearly, Lists of licensed Chapels within their Districts—Lists of all Chapels and Buildings registered to be printed
	36. Registrar may ask certain Particulars of Parties
	37. Persons vexatiously entering Caveat liable to Costs and
	Damages
	39. Persons unduly solemnizing Marriage guilty of Felony
	40. Superintendent Registrars unduly issuing Certificates guilty of Felony
	41. Limitation of Prosecution.
	42. Marriages void if unduly solemnized with the Knowledge of
	both Parties
	44. Provisions of Registry Act extended to this Act
	44. Provisions of Registry Act extended to this Act