

No. R. 320

1 April 2005

MARRIAGE ACT, 1961 (ACT NO. 25 OF 1961)**TENTH AMENDMENT OF THE REGULATIONS IN TERMS OF THE MARRIAGE ACT, 1961**

The Minister of Home Affairs has, in terms of section 38 of the Marriage Act, 1961 (Act No. 25 of 1961), made the regulations in the Schedule.

SCHEDULE**Definition**

1. In this Schedule “the Regulations” means the Regulations in terms of the Marriage **Act**, 1961, published under Government Notice No. R.2207 of 24 October 1986, **as** amended by Government Notice Nos. R.883 of 21 May 1993, R. 1577 **of** 27 August 1993, R.726 **of** 19 May 1995, R. 462 of 15 March 1996, R. 485 **of** 9 April 1998, R.249 of 14 March 2000 and R.410 **of** 23 March 2002, R.477 of 31 March 2003 and R.431 of 31 March 2004..

Substitution of regulation 5B of the Regulations

2. The following regulation is hereby substituted for regulation 5B of the Regulations:

“Issuing of marriage certificates and confirmation of marital status

5B. (1) The marriage officer who solemnizes a marriage shall, after the register referred to in section 29A(1) has been signed, issue to the parties, free of charge, a marriage certificate containing substantially the information prescribed on form BI-27, in respect **of** the marriage.

(2) The Director-General may on application issue-

- (a) an abridged marriage certificate, containing substantially the information prescribed on **form BI-41**;
- (b) a full marriage certificate, containing substantially the information prescribed on form BI-36, or
- (c) a letter of confirmation of an applicant’s marital **status**

based on the particulars contained in a marriage register which is preserved by him under the Act or any other law, or of which the particulars are included in the population register mentioned in the Identification Act, 1997 (Act No. 68 of 1997), on receipt of-

- (i) an amount of R10-00 in respect **of** a handwritten abridged and computerized abridged marriage certificate: Provided that no fees shall be payable for the issuing of the certificate at the time of the registration of the marriage;

- (ii) an amount of R45,00 in respect of an unabridged marriage certificate, or a reproduction of the relevant register or a reproduction of any supporting documentation which is coupled to the register concerned, or the verification of information contained in a marriage register: Provided that where the reproduction or verification is required for official purposes by a Government institution, it shall be free of charge, or
- (iii) an amount of R35-00 in respect of a letter of confirmation of an applicant's marital status."

Short title and commencement

3. These regulations shall be called the Tenth Amendment of the Regulations in terms of **the** Marriage Act, 1961, and shall come into operation on 1 April 2005.