



Church of England (Legal Aid and Miscellaneous Provisions) Measure 1988

1988 No. 1

PART II

MISCELLANEOUS PROVISIONS

5 Solemnization of marriages of housebound and detained persons.

In section 2 of the Extra-Parochial Ministry Measure 1967 (ministry at institutions) the proviso at the end of subsection (1) shall be omitted and there shall be inserted the following subsection—

“(1A) Where—

- (a) a clergyman of the Church of England is licensed under subsection (1) above to perform at an institution offices and services specified in the licence; and
- (b) the marriage of a person who is housebound or is a detained person is to be solemnized at the institution in question in pursuance of section 26(1)(dd) of the Marriage Act 1949, and
- (c) that marriage is intended to be solemnized according to the rites of the Church of England,

the offices and services which the clergyman is licensed under subsection (1) above to perform shall be treated as including the solemnization of that marriage; but, except as provided by the preceding provision of this subsection, no licence granted under subsection (1) above shall extend to the solemnization of marriage.

A person is housebound or is a detained person for the purposes of this subsection if he is housebound or a detained person for the purposes of the Marriage Act 1949.”