



Marriage Act 1949

1949 CHAPTER 76 12 13 and 14 Geo 6

PART II

MARRIAGE ACCORDING TO RITES OF THE CHURCH OF ENGLAND

Marriage by banns

11 Certificates of publication of banns.

- (1) Where a marriage is intended to be solemnized after the publication of banns of matrimony and the persons to be married do not reside in the same parish or other ecclesiastical district, a clergyman shall not solemnize the marriage in the parish or district in which one of those persons resides unless there is produced to him a certificate that the banns have been published in accordance with the provisions of this Part of this Act in the parish or other ecclesiastical district in which the other person resides.
- (2) Where a marriage is intended to be solemnized in a church or chapel of a parish or other ecclesiastical district in which neither of the persons to be married resides, after the publication of banns therein by virtue of subsection (4) of section six of this Act, a clergyman shall not solemnize the marriage unless there is produced to him—
 - (a) if the persons to be married reside in the same parish or other ecclesiastical district, a certificate that the banns have been published in accordance with the provisions of this Part of this Act in that parish or district; or
 - (b) if the persons to be married do not reside in the same parish or other ecclesiastical district, certificates that the banns have been published as aforesaid in each parish or district in which one of them resides.
- (3) Where banns are published by virtue of subsection (3) of section six of this Act in a parish or chapelry adjoining the parish or extra-parochial place in which the banns would otherwise be required to be published, a certificate that the banns have been published in that parish or chapelry shall have the like force and effect as a certificate that banns have been published in a parish in which one of the persons to be married resides.

Changes to legislation: There are currently no known outstanding effects for the Marriage Act 1949, Section 11. (See end of Document for details)

- (4) Any certificate required under this section shall be signed by the incumbent or minister in charge of the building in which the banns were published or by a clergyman nominated in that behalf by the bishop of the diocese.

Modifications etc. (not altering text)

- C1** S. 11(2) applied (E.) (1.10.2008) by [Church of England Marriage Measure 2008 \(No. 1\)](#), **ss. 1(7)**, 5(2); [2008 No. 2](#), Instrument made by Archbishops
- C2** S. 11(2) applied (18.3.2010) by [Marriage \(Wales\) Act 2010 \(c. 6\)](#), **ss. 2(7)**, 6(2) (with s. 1)
- C3** S. 11(4) applied (E.) (1.10.2008) by [Church of England Marriage Measure 2008 \(No. 1\)](#), **ss. 1(7)**, 5(2); [2008 No. 2](#), Instrument made by Archbishops
- C4** S. 11(4) applied (18.3.2010) by [Marriage \(Wales\) Act 2010 \(c. 6\)](#), **ss. 2(7)**, 6(2) (with s. 1)

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There are currently no known outstanding effects for the Marriage Act 1949, Section 11.