



Marriage Amendment Regulations 2006 (No. 2)¹

Select Legislative Instrument 2006 No. 208

I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Marriage Act 1961*.

Dated 10 August 2006

P. M. JEFFERY
Governor-General

By His Excellency's Command

PHILIP RUDDOCK
Attorney-General

1 Name of Regulations

These Regulations are the *Marriage Amendment Regulations 2006 (No. 2)*.

2 Commencement

These Regulations commence on 1 September 2006.

3 Amendment of *Marriage Regulations 1963*

Schedule 1 amends the *Marriage Regulations 1963*.

Schedule 1 Amendments

(regulation 3)

[1] Regulation 37K, heading

substitute

37K Capping number of marriage celebrants (Act s 39E)

[2] Subregulation 37K (1), definitions of *existing marriage celebrant*, *first registration year* and *later registration year*

omit

[3] Subregulations 37K (3) and (4)

substitute

- (3) For this regulation, a person who has applied for registration as a marriage celebrant is taken to have applied for registration in the region where the person's principal place of residence is, as stated in his or her application for registration.

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- (4) For subsection 39E (1) of the Act, the number of persons that may be registered as marriage celebrants in a region in a registration year is limited to:
- (a) for the registration year beginning 1 September 2006:
 - (i) the number that is 20% (if not a whole number, rounded up to the next whole number) of the number of marriage celebrants in that region on the day before 1 September 2006; or
 - (ii) if there is no marriage celebrant in that region on that date — 1; and
 - (b) for the registration year beginning 1 September 2007:
 - (i) the number that is 20% (if not a whole number, rounded up to the next whole number) of the number of marriage celebrants in that region on the day before 1 September 2007; or
 - (ii) if there is no marriage celebrant in that region on that date — 1.

Note If the Registrar of Marriage Celebrants decides not to register a person as a marriage celebrant on the ground that the relevant limit would be breached by the registration, the Registrar must notify the person in accordance with Part C of Form 12B — see paragraph 37J (2) (b).

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.frli.gov.au.