

# BILL

No 84 of 1931

An Act to amend The Solemnization of Marriage Act.

(Assented to \_\_\_\_\_, 1931.)

**HIS MAJESTY**, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows

1. This Act may be cited as "*The Solemnization of Marriage Act Amendment Act, 1931.*"

2. *The Solemnization of Marriage Act*, being chapter 39 of the Statutes of Alberta, 1925, is hereby amended as to section 3 thereof by striking out subclause (b) of clause A of subsection (1) thereof and by substituting therefor the following

"(b) Any commissioner or duly appointed and commissioned officer other than a lieutenant of the religious society known as the Salvation Army duly appointed by the society to solemnize marriage."

3. The said Act is further amended as to section 20 thereof by adding at the end thereof the following new subsection

"(3) The consent required by this section shall be deemed to be a condition precedent to a valid marriage unless the marriage has been consummated or the parties have, after the ceremony, cohabited and lived together as man and wife."

4. The said Act is further amended by inserting therein, immediately after section 30, the following new section

"30a.—(1) Where a form of marriage is gone through between persons, either of whom is under the age of eighteen years, without the consent of the father, mother or guardian of such person, when such consent is required by the provisions of this Act, such form of marriage shall be void and the Supreme Court of Alberta shall have jurisdiction and power to entertain an action by the person who was at the time of the ceremony under the age of eighteen years, to declare and adjudge that a valid marriage was not effected or entered into, and shall so declare and adjudge if it is made to appear that the marriage has not been consummated and that such persons have not, after the ceremony, cohabited and lived together as man and wife, and that the action is brought before the person bringing it has attained the age of nineteen years

"(2) The Court shall not declare a marriage void where carnal intercourse has taken place between the parties before the ceremony."

5. This Act shall come into force on the day upon which it is assented to

FIRST SESSION  
SEVENTH LEGISLATURE  
21 GEORGE V  
1931

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**B I L L**

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Received and read the

First time . . . . .

Second time . . . . .

Third time . . . . .

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HON MR. HOADLEY

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