

Marriage (Celebrant Registration Charge) Bill -

Tabled March 2013 [Scroll down to sections where there are coloured highlights](#)

Current Marriage Act 1961	Proposed Changes															
Section empty as new sections being proposed on the right.	<p>2010-2011-2012-2013</p> <p>The Parliament of the Commonwealth of Australia</p> <p>HOUSE OF REPRESENTATIVES</p> <p>Marriage (Celebrant Registration Charge) Bill 2013</p> <p>No. , 2013 <i>(Attorney-General)</i></p> <p>A Bill for an Act to impose celebrant registration charge, and for related purposes</p>															
	<p>The Parliament of Australia enacts:</p> <p>1 Short title This Act may be cited as the <i>Marriage (Celebrant Registration Charge) Act 2013</i>.</p> <p>2 Commencement (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.</p>															
	<table><tr><th colspan="3">Commencement information</th></tr><tr><th>Column 1</th><th>Column 2</th><th>Column 3</th></tr><tr><th>Provision(s)</th><th>Commencement</th><th>Date/Details</th></tr><tr><td>1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table</td><td>The day this Act receives the Royal Assent.</td><td></td></tr><tr><td>2. Sections 3 to 8</td><td>At the same time as Part 1 of Schedule 1 to the <i>Marriage Amendment (Celebrant Administration and Fees) Act 2013</i> commences.</td><td></td></tr></table>	Commencement information			Column 1	Column 2	Column 3	Provision(s)	Commencement	Date/Details	1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.		2. Sections 3 to 8	At the same time as Part 1 of Schedule 1 to the <i>Marriage Amendment (Celebrant Administration and Fees) Act 2013</i> commences.	
Commencement information																
Column 1	Column 2	Column 3														
Provision(s)	Commencement	Date/Details														
1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.															
2. Sections 3 to 8	At the same time as Part 1 of Schedule 1 to the <i>Marriage Amendment (Celebrant Administration and Fees) Act 2013</i> commences.															

	<p>Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.</p> <p>(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.</p>
<p>Part IV—Solemnisation of marriages in Australia 22</p> <p>Division 1—Authorised celebrants 22</p> <p>Subdivision A—Ministers of religion 22</p> <p>25 Interpretation 22</p> <p>26 Recognised denominations 22</p> <p>27 Registers of ministers of religion 22</p> <p>28 Transfer of State registers 23</p> <p>29 Qualifications for registration under this Subdivision 23</p> <p>30 Registrar to register applicant..... 24</p> <p>31 Applicant may be refused registration in certain circumstances 24</p> <p>32 Effect of registration 24</p> <p>33 Removal from register 25</p> <p>34 Review of refusal to register or removal from register..... 26</p> <p>35 Change of address etc. to be notified 27</p> <p>36 Transfer to another State etc..... 27</p> <p>37 Furnishing of information by recognized denominations 27</p> <p>38 Registrars to furnish information to Attorney-General..... 28</p> <p>Subdivision B—State and Territory officers etc. 28</p> <p>39 Authorisation of State and Territory officers etc. 28</p> <p>Subdivision C—Marriage celebrants 28</p> <p>39A Registrar of Marriage Celebrants 28</p> <p>39B Register of marriage celebrants..... 29</p> <p>39C Entitlement to be registered as a marriage celebrant 29</p> <p>39D Registration as a marriage celebrant 30</p> <p>39E Capping of number of marriage celebrants for 5 years 31</p> <p>39F Effect of registration 32</p> <p>39G Obligations of each marriage celebrant 32</p> <p>39H Performance reviews..... 32</p> <p>39I Disciplinary measures 33</p> <p>39J Review of decisions 35</p> <p>39K Additional functions of the Registrar..... 35</p> <p>39L Registrar not liable for damages..... 36</p> <p>39M Evidence of registration etc. 36</p>	<p>3 Object of Act</p> <p>The object of this Act is to impose a charge for the purpose of funding the administration by the Commonwealth of Subdivision C of Division 1 of Part IV of the <i>Marriage Act 1961</i>, and the provision by the Commonwealth of services to people registered (or seeking to become registered) as marriage celebrants under that Subdivision.</p>

	<p>4 External Territories</p> <p>This Act extends to the following Territories:</p> <ul style="list-style-type: none"> (a) Norfolk Island; (b) the Territory of Christmas Island; (c) the Territory of Cocos (Keeling) Islands.
	<p>5 Definitions</p> <p>In this Act:</p> <p><i>index number</i>, in relation to a quarter, means the All Groups Consumer Price Index number, being the weighted average of the 8 capital cities, published by the Australian Statistician in respect of that quarter.</p> <p><i>statutory limit</i>: see section 8.</p>
<p>39F Effect of registration</p> <p>A person who is registered as a marriage celebrant may solemnise marriages at any place in Australia.</p>	<p>6 Imposition of celebrant registration charge</p> <p>Celebrant registration charge that a person is liable to pay in respect of a financial year in accordance with section 39FA of the <i>Marriage Act 1961</i> is imposed.</p>
	<p>7 Amount of charge</p> <ul style="list-style-type: none"> (1) The amount of celebrant registration charge payable by a person in respect of a financial year is the amount determined by the Minister by legislative instrument. The amount determined must not exceed the statutory limit for the financial year. (2) For people who become marriage celebrants later than 1 July in a financial year, a determination under subsection (1) may provide that different amounts of celebrant registration charge are payable in respect of that year according to when, in the year, they become marriage celebrants.
	<p>8 The statutory limit</p> <ul style="list-style-type: none"> (1) The <i>statutory limit</i> is: <ul style="list-style-type: none"> (a) for the financial year commencing on 1 July 2013—\$600; or (b) for a later financial year: <ul style="list-style-type: none"> (i) unless subparagraph (ii) applies—the amount calculated by multiplying the statutory limit for the previous financial year by the indexation factor for the later financial year; or

	<p>(ii) if the indexation factor for the later financial year is 1 or less—the same amount as the statutory limit for the previous financial year.</p> <p>(2) The indexation factor for a financial year is the number worked out by dividing the index number for the March quarter immediately preceding that financial year by the index number for the March quarter immediately preceding that first-mentioned March quarter.</p> <p>(3) The indexation factor for a financial year is to be worked out to 3 decimal places (rounding up if the fourth decimal place is 5 or more).</p> <p>(4) In working out the indexation factor for a financial year:</p> <p>(a) use only the index numbers published in terms of the most recently published reference base for the Consumer Price Index; and</p> <p>(b) disregard index numbers published in substitution for previously published index numbers (except where the substituted numbers are published to take account of changes in the reference base).</p>
--	--