

the peace, for which the said clerk shall be entitled to receive the sum of 5s., certifying him to be a minister or clergyman of such church, society, congregation, or religious community, which certificate may be in the following form:—

“Be it remembered, that at the general quarter sessions of the peace, holden at            in and for            district, on the            day of            in the year of our Lord            before A. B. and others, esquires, justices of our Sovereign Lord the King, assigned to keep the peace in the said district, came C. D. of            who professes to be a minister or clergyman of the church, society, congregation, or religious community (as the case may be). It appeared to a majority of the justices that he the said C. D. was duly ordained, constituted, or appointed (as the case may be), a minister or clergyman of the said church, society, congregation, or religious community.

“E. F. Chairman.”

“G. H. Clerk of the Peace.”

5. Provided also, and be it further enacted, by the authority aforesaid, that no such minister or clergyman shall at any time celebrate the ceremony of marriage between any two persons as aforesaid, unless such their intention of marriage shall have been declared openly and in an audible voice in the church, chapel, meeting-house, or place of public worship of such congregation or religious community, on three several Sundays, either in some intermediate part of the service, or immediately before it began, or immediately after it ended, together with the number of times the said declaration shall have respectively been made, or unless such minister or clergyman shall have been duly authorized by licence under the hand and seal of the Governor, Lieutenant-Governor, or person administering the government of the Province, to celebrate the said ceremony between the two persons therein named.

Banns to be published or licence obtained before the solemnization of any marriage.

6. And be it further enacted, by the authority aforesaid, that every minister or clergyman, or justice of the peace, who has been or shall be authorized to celebrate marriage by virtue of this Act, or any other Act of this Province, shall, if required at the time by either of the parties married by such minister, clergyman, or justice of the peace, give a certificate under his hand of such marriage, specifying in such certificate the names of the parties, the time, and the names of two or more persons who witnessed such marriage, and whether such marriage has been solemnized by licence or by publication of banns; and also once in every 12 months return a certified list under his hand of all marriages by him solemnized within the said term of 12 months, or since his last preceding return, to the clerk of the peace in and for the district in which such marriages shall have been respectively solemnized, specifying in such list the names of the parties so by him married, the respective dates of such marriages, and the names of two or more persons who witnessed each of said marriages, and whether such marriages respectively shall have been solemnized by licence or publication of banns, and such minister or clergyman, or justice of the peace, shall, at the time of returning a certified list as aforesaid, pay to the said clerk of the peace the sum of 2s. 6d.; and it shall thereupon be the duty of the said clerk to record the said certified list in the register or book required by law to be kept by him of the registry of certified marriages of members of the Church of Scotland, Lutherans, Congregationalists, Baptists, Independents, Methodists, Menonists, Tunkers, Presbyterians, or Moravians; and such register, or a certified copy thereof, shall be considered, in case of the death or absence of the witnesses to any marriage, a sufficient evidence of the said marriages; and the said clerk of the peace is hereby required to give such copy of the registry of any of the said marriages, duly certified, to any person demanding the same, upon the payment of 2s.; and if any such minister or clergyman, or justice of the peace, shall refuse or neglect to return such certified list as aforesaid, he shall forfeit and pay the sum of 40l., to be recovered by action of debt in His Majesty's Court of King's Bench, one moiety thereof to the use of the informer who shall sue for the same, and the other to be paid to the receiver-general of this Province, to and for the use of His Majesty, his heirs and successors, for the public uses of this Province, and the support of the civil government thereof, to be accounted for to His Majesty through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty shall direct.

Certificate of marriage to be given by the person solemnizing the same.

Return of marriages to be made annually to the clerk of the peace.

Clerk of the peace to record such return, which shall be evidence.

Persons neglecting to make returns to forfeit 40l.