



# Marriage Act 1949

1949 CHAPTER 76 12 13 and 14 Geo 6

## PART II

### MARRIAGE ACCORDING TO RITES OF THE CHURCH OF ENGLAND

#### *Publication of banns and solemnization of marriages during disuse of churches*

#### **18 Publication of banns and solemnization of marriages during repair and rebuilding of churches.**

- (1) Where any church or chapel in which banns may be published and marriages solemnized is being rebuilt or repaired, and on that account is not being used for divine service, banns of matrimony which could otherwise have been published therein and marriages which could otherwise have been solemnized therein may be published or solemnized, as the case may be,—
  - (a) in any building licensed by the bishop of the diocese for the performance of divine service during the disuse of the church or chapel, being a building within the parish or other ecclesiastical district in which the disused church or chapel is situated; or
  - (b) if no building has been licensed as aforesaid, in any such consecrated chapel as the bishop of the diocese may in writing direct, being a chapel within the said parish or district; or
  - (c) if no building has been licensed as mentioned in paragraph (a) of this subsection and no direction has been given by the bishop under the last foregoing paragraph, in a church or chapel of any adjoining parish or other ecclesiastical district, being a church or chapel in which banns may be published and marriages solemnized.
- (2) Any fees paid in respect of marriages solemnized by virtue of paragraph (b) of the last foregoing subsection in a consecrated chapel specified in a direction given by the bishop of the diocese under that paragraph shall be applied as the bishop, with the consent of the incumbent of the disused church or chapel, may in writing direct.

<sup>F1</sup>(3) .....

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**Changes to legislation:** There are currently no known outstanding effects for the Marriage Act 1949, Cross Heading:  
Publication of banns and solemnization of marriages during disuse of churches. (See end of Document for details)

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**Textual Amendments**

- F1** S. 18(3) omitted (4.5.2021) by virtue of [The Registration of Marriages Regulations 2021 \(S.I. 2021/411\)](#), reg. 1(2), [Sch. 1 para. 6](#) (with Sch. 2)

**19 Publication of banns and solemnization of marriage where church injured by war damage.**

Where an order made by the Church Commissioners under section three of the <sup>M1</sup>Diocesan Reorganisation Committees Measure, 1941, (which enables orders to be made deferring the restoration of churches injured by war damage) is in force as respects any church, banns of matrimony of persons entitled to be married in that church may be published, and marriages of such persons may be solemnized, in such other church, chapel or place of worship within the diocese as the bishop of the diocese shall in writing direct.

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**Marginal Citations**

- M1** 1941 No. 1.

**Changes to legislation:**

There are currently no known outstanding effects for the Marriage Act 1949, Cross Heading:  
Publication of banns and solemnization of marriages during disuse of churches.