



The Corporation of the Town of Pelham

By-law No. 14-2023

Being a By-law to endorse the Clerk of the Town of Pelham, or Designate, to Solemnize Civil Marriage Ceremonies and to repeal and replace By-law 3712(2016).

WHEREAS Ontario Regulation 285/04 under the *Marriage Act*, R.S.O. 1990, c. M. 3, ("*Marriage Act, 1990*") states that the Clerk of a local municipality is authorized to solemnize marriages under the authority of a licence;

AND WHEREAS the Council of the Corporation of the Town of Pelham deems it desirable to provide civil marriage solemnization services;

NOW THEREFORE the Council of the Corporation of the Town of Pelham enacts as follows:

1. **THAT** the Council of the Corporation of the Town of Pelham direct that the civil marriage solemnization service be implemented within the Town of Pelham;
2. **AND THAT** the Council of the Corporation of the Town of Pelham authorize the Town Clerk, or their Designate, to provide the service of solemnizing marriages in the Province of Ontario under the authority of the *Marriage Act, 1990* for the Town of Pelham;
3. **AND THAT** Council recognize the Town Clerk, or their Designate, is authorized to solemnize marriage for as long as they hold the position of Town Clerk, as set out under Ontario Regulation 285/04 and the *Marriage Act, 1990* for the Province of Ontario.
4. **AND THAT** the Town Clerk, or their Designate may, at their discretion, solemnize civil marriages at times and locations which are agreeable to both parties.
5. **AND THAT** the detailed fee structure for civil marriage services form part of the Town of Pelham's Fees and Charges By-law, as amended.

6. General

- 6.1. The short title of this By-law is the "Civil Marriage By-law".
- 6.2. If any provision of this By-law is found by any court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, the balance of the By-law shall not be affected and shall remain in full force and effect.
- 6.3. If there is a conflict between a provision of this By-law and a provision of any other By-law of the Town, the provision that establishes the higher standard shall prevail.
- 6.4. This By-law shall be read with all changes in number or gender as are required by context.

6.5. Any reference to legislation in this By-law includes the legislation and any amendment, replacement, subsequent enactment or consolidation of such legislation.

6.6. The Town Clerk is hereby authorized to effect any minor modifications or corrections solely of an administrative, clerical, numerical, grammatical, semantical or descriptive nature or kind to this By-law as are determined to be necessary.

7. Repeal and Enactment

7.1. By-law 3712(2016) be and is hereby repealed and replaced.

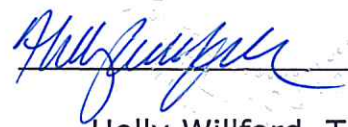
8. Effective Date

8.1. This By-law shall come into force on the date that it is enacted.

Read, enacted, signed and sealed this 21st day of February 2023.



Marvin Junkin, Mayor



Holly Willford, Town Clerk