The Parliament of the
Commonwealth of Australia

THE SENATE

Marriage Amendment Bill 2004

(Amendments to be moved by Senators Nettle and Brown on behalf of the Australian Greens in committee of the whole)

(1) Schedule 1, item 1, page 3 (lines 7 and 8) omit the definition of “marriage”, substitute:

marriage means the union of two persons, regardless of their sexuality or gender identity, voluntarily entered into for life.

[definition of marriage]

R(2) Schedule 1, item 3, page 3 (lines 15 to 19), omit section 88EA, substitute:

88EA Certain unions are marriages

A union solemnised according to the law of a foreign country between two persons, regardless of their sexuality or gender identity, voluntarily entered into for life shall be recognised as a marriage in Australia.

[foreign country marriages]

R(3) Schedule 1, page 3 (after line 19), at the end of the bill, add:

4 After section 88E

Insert

88EB Continuing validity of a marriage

For the avoidance of doubt, a union solemnised and recognised as a marriage in Australia before the commencement of the provisions of the Marriage Amendment Act 2004 will continue to be recognised as a marriage in Australia after the commencement of that Act.

[continuing validity of a marriage]