2002-2003-2004

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

Marriage Amendment Bill 2004

No.      , 2004

(Attorney-General)

A Bill for an Act to amend the Marriage Act 1961, and for related purposes
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A Bill for an Act to amend the *Marriage Act 1961*,
and for related purposes

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Marriage Amendment Act 2004*.

2 Commencement

This Act commences on the day on which it receives the Royal Assent.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule
concerned, and any other item in a Schedule to this Act has effect according to its terms.
Schedule 1—Amendment of the Marriage Act 1961

1 Subsection 5(1)

Insert:

marriage means the union of a man and a woman to the exclusion of all others, voluntarily entered into for life.

2 At the end of section 88B

Add:

(4) To avoid doubt, in this Part (including section 88E) marriage has the meaning given by subsection 5(1).

3 After section 88E

Insert:

88EA Certain unions are not marriages

A union solemnised in a foreign country between:

(a) a man and another man; or
(b) a woman and another woman;

must not be recognised as a marriage in Australia.