DEPARTMENT: HOME AFFAIRS
REPUBLIC OF SOUTH AFRICA

BI-32

CONSENT TO THE MARRIAGE OF A MINOR

1. *We, the parents/I, the *father/*mother/*guardian of:

   Full name of minor .....

   .....

2. Identity number ☐☐☐☐☐☐ ☐☐☐☐ ☐☐ ☐ 3. Date of birth ☐☐ ☐☐ ☐☐☐☐

4. Hereby consent to *his/her marriage to:

   Full name .....

   .....

5. Identity number ☐☐☐☐☐☐ ☐☐☐☐ ☐☐ ☐ 6. Date of birth ☐☐ ☐☐ ☐☐☐☐

7. Forenames and surname of *father/legal guardian .....

   .....

8. Signature of *father/legal guardian ..... 9. Date .....

10. Forenames and surname of *mother/legal guardian .....

    .....

11. Signature of *mother/legal guardian ..... 12. Date .....

13. Remarks .....

    .....

*** Delete whichever is not applicable.**

NOTE

1. The written consent of both parents is required to the marriage of a minor.

2. If one of the parents is deceased the consent of the surviving parent shall be obtained. In such case the item "Remarks" shall be endorsed—"father deceased" or "mother deceased", as the case may be.

3. If the parents are divorced and sole guardianship (as distinct from custody or ordinary guardianship, which implies only care, custody, supervision and control) has not been awarded to one parent, the written consent of both parents is required. If sole guardianship has been awarded to one parent, the consent of that parent shall be obtained. In that case state at "Remarks"—"sole guardianship awarded to father" or "sole guardianship awarded to mother", as the case may be and the name of the court and the date on which the order was granted, e.g. O.F.S. Provincial Division—1.5.1980. The decree of divorce or any other order of court must expressly state that sole guardianship has been awarded to the parent concerned.

4. In the case of a minor born out of wedlock, only the mother's consent to the marriage shall be obtained.

5. A person can give consent as guardian only if he/she has been nominated testamentarily or appointed legal guardian of the minor by a competent court.

6. If a minor has no parent or guardian or for any sound reason is unable to obtain the consent of his/her parent(s) or guardian, application shall be made for the consent of the commissioner of child welfare of the district in which the minor resides, who may in his discretion grant or refuse consent. The commissioner of child welfare may not give his consent if either parent of the minor, whose consent is required by law, or his guardian, refuses to give consent to the marriage.

7. No boy under the age of 18 years and no girl under the age of 15 years shall be capable of contracting a valid marriage except with the written permission of the Minister of Home Affairs. Application for such consent shall be made at any regional or district office of the Department of Home Affairs.

8. Where any doubt exists as to whose consent to a marriage is required, any regional or district representative of the Department of Home Affairs may be consulted in this regard.