



# Law Reform (Married Women and Tortfeasors) Act 1935

1935 CHAPTER 30 25 and 26 Geo 5

## PART I

### CAPACITY, PROPERTY, AND LIABILITIES OF MARRIED WOMEN; AND LIABILITIES OF HUSBANDS

#### 4 Savings.

- (1) Nothing in this Part of this Act shall—
  - (a) during coverture which began before the first day of January eighteen hundred and eighty-three, affect any property to which the title (whether vested or contingent, and whether in possession, reversion, or remainder) of a married woman accrued before that date, except property held for her separate use in equity;
  - (b) affect any legal proceeding in respect of any tort if proceedings had been instituted in respect thereof before the passing of this Act;
  - (c) enable any judgment or order against a married woman in respect of a contract entered into, or debt or obligation incurred, before the passing of this Act, to be enforced in bankruptcy or to be enforced otherwise than against her property.
- (2) For the avoidance of doubt it is hereby declared that nothing in this Part of this Act—
  - (a) renders the husband of a married woman liable in respect of any contract entered into, or debt or obligation incurred, by her after the marriage in respect of which he would not have been liable if this Act had not been passed;
  - (b) exempts the husband of a married woman from liability in respect of any contract entered into, or debt or obligation (not being a debt or obligation arising out of the commission of a tort) incurred, by her after the marriage in respect of which he would have been liable if this Act had not been passed;
  - (c) prevents a husband and wife from acquiring, holding, and disposing of, any property jointly or as tenants in common, or from rendering themselves, or being rendered, jointly liable in respect of any tort, contract, debt or obligation,

**Changes to legislation:** *There are currently no known outstanding effects for the Law Reform (Married Women and Tortfeasors) Act 1935, Section 4. (See end of Document for details)*

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and of suing and being sued either in tort or in contract or otherwise, in like manner as if they were not married;

- (d) prevents the exercise of any joint power given to a husband and wife.

**Changes to legislation:**

There are currently no known outstanding effects for the Law Reform (Married Women and Tortfeasors) Act 1935, Section 4.