

SCHEDULES

FIRST SCHEDULE

Section 1.

KINDRED AND AFFINITY

PART I

Prohibited degrees of relationship

Mother	Father
Daughter	Son
Father's mother	Father's father
Mother's mother	Mother's father
Son's daughter	Son's son
Daughter's daughter	Daughter's son
Sister	Brother
Wife's mother	Husband's father
Wife's daughter	Husband's son
Father's wife	Mother's husband
Son's wife	Daughter's husband
Father's father's wife	Father's mother's husband
Mother's father's wife	Mother's mother's husband
Wife's father's mother	Husband's father's father
Wife's mother's mother	Husband's mother's father
Wife's son's daughter	Husband's son's son
Wife's daughter's daughter	Husband's daughter's son
Son's son's wife	Son's daughter's husband
Daughter's son's wife	Daughter's daughter's husband
Father's sister	Father's brother
Mother's sister	Mother's brother
Brother's daughter	Brother's son
Sister's daughter	Sister's son

Status: This is the original version (as it was originally enacted).

PART II

Statutory exceptions from prohibited degrees of relationship

Deceased wife's sister	Deceased sister's husband
Deceased brother's wife	Deceased husband's brother
Deceased wife's brother's daughter	Father's deceased sister's husband
Deceased wife's sister's daughter	Mother's deceased sister's husband
Father's deceased brother's wife	Deceased husband's brother's son
Mother's deceased brother's wife	Deceased husband's sister's son
Deceased wife's father's sister	Brother's deceased daughter's husband
Deceased wife's mother's sister	Sister's deceased daughter's husband
Brother's deceased son's wife	Deceased husband's father's brother
Sister's deceased son's wife	Deceased husband's mother's brother

SECOND SCHEDULE

Section 3.

CONSENTS REQUIRED TO THE MARRIAGE OF AN INFANT BY COMMON LICENCE OR SUPERINTENDENT REGISTRAR'S CERTIFICATE

I. Where the Infant is Legitimate.

<i>Circumstances.</i>	<i>Person or Persons whose consent is required.</i>
1. Where both parents are living :	
(a) if parents are living together;	Both parents.
(b) if parents are divorced or separated by order of any court or by agreement;	The parent to whom the custody of the infant is committed by order of the court or by the agreement, or, if the custody of the infant is so committed to one parent during part of the year and to the other parent during the rest of the year, both parents.
(c) if one parent has been deserted by the other;	The parent who has been deserted.
(d) if both parents have been deprived of custody of infant by order of any court.	The person to whose custody the infant is committed by order of the court.
2. Where one parent is dead :	
(a) if there is no other guardian;	The surviving parent.
(b) if a guardian has been appointed by the deceased parent.	The surviving parent and the guardian if acting jointly, or the surviving parent or the

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<i>Circumstances.</i>	<i>Person or Persons whose consent is required.</i>
3. Where both parents are dead.	guardian if the parent or guardian is the sole guardian of the infant. The guardians or guardian appointed by the deceased parents or by the court under section four of The Guardianship of Infants Act, 1925.

II. Where the Infant is Illegitimate.

<i>Circumstances.</i>	<i>Person whose consent is required.</i>
If the mother of the infant is alive.	The mother, or if she has by order of any court been deprived of the custody of the infant, the person to whom the custody of the infant has been committed by order of the court.
If the mother of the infant is dead.	The guardian appointed by the mother.

THIRD SCHEDULE

Section 68.

CAPACITIES REFERRED TO IN SECTION 68 (2) (D) OF THIS ACT

PART I

NAVAL FORCES

Employment with the medical branch of the Royal Navy as an officer.
Member of the Women's Royal Naval Service.
Member of Queen Alexandra's Royal Naval Nursing Service, or its reserve.

PART II

MILITARY FORCES

Employment with the Royal Army Medical Corps as an officer.
Member of Queen Alexandra's Imperial Military Nursing Service, or its reserve.
Member of the Auxiliary Territorial Service.

PART III

AIR FORCES

Employment with the medical branch of the Royal Air Force as an officer.
Member of Princess Mary's Royal Air Force Nursing Service, or its reserve.
Member of the Women's Auxiliary Air Force.

FOURTH SCHEDULE

Sections 69, 70.

PROVISIONS OF ACT WHICH ARE EXCLUDED OR MODIFIED IN THEIR APPLICATION TO NAVAL, MILITARY AND AIR FORCE CHAPELS

PART I

EXCLUSION OF PROVISIONS RELATING TO MARRIAGES ACCORDING TO THE RITES OF THE CHURCH OF ENGLAND

Subsection (4) of section six.

Paragraph (b) of subsection (1) of section fifteen.

The proviso to section seventeen.

Section eighteen.

Section twenty.

Subsection (3) of section thirty-five.

The proviso to subsection (1) of section forty-four.

Sections fifty-three to fifty-seven, fifty-nine and sixty, so far as those sections relate to the registration of marriages by clergymen and to the duties of incumbents in relation to marriage register books.

PART II

MODIFICATION OF PROVISIONS RELATING TO MARRIAGES ACCORDING TO THE RITES OF THE CHURCH OF ENGLAND

Subsection (1) of section six shall apply as if the chapel were the parish church of the parish in which the chapel is situated.

Subsection (3) of section seven shall apply as if for the reference to the parochial church council there were substituted, in relation to a naval chapel, a reference to the Admiralty and, in relation to any other chapel, a reference to a Secretary of State.

Section eight shall apply as if it required the notice in writing mentioned therein to include a statement that one at least of the persons to be married is a qualified person within the meaning of Part V of this Act, and to specify the person so qualified and the nature of his qualification.

Paragraph (a) of subsection (1) of section fifteen shall apply as if the chapel were the parish church of the parish in which the chapel is situated.

Subsection (1) of section sixteen shall apply as if it required the oath, which is to be taken thereunder, to include a statement that one at least of the persons to be married is a qualified person within the meaning of Part V of this Act and to specify the person so qualified and the nature of his qualification.

Subsection (3) of section twenty-seven shall apply as if it required the notice of marriage to include a statement that one at least of the persons to be married is a qualified person within the meaning of Part V of this Act and to specify the person so qualified and the nature of his qualification.

Section fifty shall apply as if for the reference to the officiating clergyman there were substituted a reference to the clergyman appointed under section sixty-nine of this Act for the purpose of registering marriages, in whose presence the marriage is solemnized.

PART III

EXCLUSION OF PROVISIONS RELATING TO MARRIAGES OTHERWISE THAN ACCORDING TO THE RITES OF THE CHURCH OF ENGLAND

The proviso to section seventeen.
The proviso to subsection (2) of section twenty-six.
Section forty-one.
Section forty-two.
The proviso to subsection (1) of section forty-four.

PART IV

MODIFICATION OF PROVISIONS RELATING TO MARRIAGES OTHERWISE THAN ACCORDING TO THE RITES OF THE CHURCH OF ENGLAND

Subsection (3) of section twenty-seven shall apply as if it required the notice of marriage to include a statement that one at least of the persons to be married is a qualified person within the meaning of Part V of this Act and to specify the person so qualified and the nature of his qualification.

Sections forty-three, forty-four and fifty-four shall apply as if for any reference to the trustees or governing body of a building there were substituted a reference to the Admiralty or any person authorised by them, in the case of a naval chapel, and a reference to a Secretary of State or any person authorised by him, in the case of any other chapel.

FIFTH SCHEDULE

Section 79.

ENACTMENTS REPEALED

PART I

Acts of Parliament repealed

Session and Chapter.	Short Title.	Extent of Repeal.
32 Hen. 8, c. 38	The Marriage Act, 1540	The whole Act.
2 & 3 Edw. 6, c. 23.	—	The whole Act.
4 Geo. 4, c. 76	The Marriage Act, 1823	The whole Act.
5 Geo. 4, c. 32	The Marriage Act, 1824	The whole Act.
11 Geo. 4 & 1 Will. 4, c. 18.	The Marriage Confirmation Act, 1830.	Section two.
11 Geo. 4 & 1 Will. 4, c. 66.	The Forgery Act, 1830	In section twenty-one the words " marriage " and " or of the parties married ".
5 & 6 Will. 4, c. 54.	The Marriage Act, 1835	The whole Act.

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Session and Chapter.	Short Title.	Extent of Repeal.
6 & 7 Will. 4, c. 85.	The Marriage Act, 1836	The whole Act except sections three, seventeen and forty-five.
6 & 7 Will. 4, c. 86.	The Births and Deaths Registration Act, 1836.	Sections thirty, thirty-one, thirty-three, forty, forty-two and forty-four and Schedule C, and so much of sections seventeen, thirty-four, thirty-five, thirty-seven and thirty-eight as relates to registers of marriages or to certified copies thereof.
7 Will. 4 & 1 Vict. c. 22.	The Births and Deaths Registration Act, 1837.	Sections one, three, five, twenty-three, twenty-seven and thirty-three to thirty-six, and so much of sections twenty-six, twenty-eight and twenty-nine as relates to registers of marriages or to certified copies thereof.
3 & 4 Vict. c. 72	The Marriage Act, 1840	The whole Act.
19 & 20 Vict. c. 119.	The Marriage and Registration Act, 1856.	The whole Act except sections fifteen, sixteen, twenty-four and twenty-five.
20 Vict. c. 19.	The Extra-Parochial Places Act, 1857.	Sections nine and ten.
23 & 24 Vict. c. 18.	The Marriage (Society of Friends) Act, 1860.	The whole Act.
23 & 24 Vict. c. 24.	The Marriage Confirmation Act, 1860.	The whole Act.
35 & 36 Vict. c. 10.	The Marriage (Society of Friends) Act, 1872.	The whole Act.
37 & 38 Vict. c. 88.	The Births and Deaths Registration Act, 1874	Section thirty-two so far as it relates to the making of indexes of registers of marriages, section forty-one so far as it relates to documents relating to marriages, and the Second Schedule so far as it relates to fees payable for searches in marriage registers and for certified copies of entries therein.
49 & 50 Vict. c. 3.	The Marriages Validity Act, 1886.	The whole Act.

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Session and Chapter.	Short Title.	Extent of Repeal.
49 & 50 Vict. c. 14.	The Marriage Act, 1886	The whole Act.
61 & 62 Vict. c. 58.	The Marriage Act, 1898	The whole Act.
62 & 63 Vict. c. 27.	The Marriages Validity Act, 1899.	The whole Act so far as it relates to marriages solemnized in England.
7 Edw. 7, c. 47	The Deceased Wife's Sister's Marriage Act, 1907.	The whole Act.
8 Edw. 7, c. 26	The Naval Marriages Act, 1908.	The whole Act so far as it relates to marriages solemnized in England.
11 & 12 Geo. 5, c. 24.	The Deceased Brother's Widow's Marriage Act, 1921.	The whole Act.
15 & 16 Geo. 5, c. 45.	The Guardianship of Infants Act, 1925.	Section nine, in subsection (2) of section eleven the words except so far as it amends the law relating to the marriage of infants " and the Schedule.
19 & 20 Geo. 5, c. 36.	The Age of Marriage Act, 1929.	In section one, in subsection (1) the words from the beginning to " Provided that " and paragraph (a) of subsection (2).
21 & 22 Geo. 5, c. 31.	The Marriage (Prohibited Degrees of Relationship) Act, 1931.	Section one and in subsection (1) of section three the words from " and this Act " to the end of the subsection and subsections (2) (3) and (4) of that section.
22 & 23 Geo. 5, c. 31.	The Marriage (Naval, Military, and Air Force Chapels) Act, 1932.	The whole Act.
24 & 25 Geo. 5, c. 13.	The Marriage (Extension of Hours) Act, 1934.	In section one, subsection (1) and in subsection (2) the words " the Marriage Act, 1886 and ", section two, and in section three the words " and this Act and the Marriage Acts, 1811 to 1932 may be cited together as the Marriage Acts, 1811 to 1934
2 & 3 Geo. 6, c. 33.	The Marriage Act, 1939	Section one, so far as it relates to marriages solemnized in England, in subsection (3) of section two the words " section eight of

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Session and Chapter.	Short Title.	Extent of Repeal.
2 & 3 Geo. 6, c. 35.	The Marriages Validity Act, 1939.	the Marriage and Registration Act, 1856, section three of the Naval Marriages Act, 1908 and " and section three. The whole Act.
4 & 5 Geo. 6 c. 47.	The Marriage (Members of His Majesty's Forces) Act, 1941.	The whole Act.

PART II

Church Assembly Measures repealed

Session and Chapter.	Short Title.	Extent of Repeal.
14 & 15 Geo. 5, No. 2.	The Union of Benefices Measure, 1923.	Subsection (3) of section twenty-five.
20 & 21 Geo. 5, No. 3.	The Marriage Measure, 1930.	The whole Measure.
24 & 25 Geo. 5, No. 2.	The Banns of Marriage Measure, 1934.	The whole Measure.
1 & 2 Geo. 6, No. 1.	The Marriage (Licensing of Chapels) Measure, 1938.	The whole Measure.
4 & 5 Geo. 6, No. 1.	The Diocesan Reorganisation Committees Measure, 1941.	Paragraph (iii) of subsection (3) of section three.
6 & 7 Geo. 6, No. 1.	The New Parishes Measure, 1943.	Section twenty-five.
7 & 8 Geo. 6, No. 1.	The Reorganisation Areas Measure, 1944.	In section twenty-four the words " marriage registers and other " and the proviso to that section and subsection (2) of section twenty-eight.
12 & 13 Geo. 6, No. 3.	The Pastoral Reorganisation Measure, 1949.	In subsection (1) of section six the words from " and where banns " to the end of the subsection.

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Section nine.
Section ten.
Subsection (2) of section eleven.
Paragraph (b) of subsection (1) of section fifteen.
Paragraph (b) of subsection (1) of section sixteen so far as it relates to marriages to be solemnized in the usual place of worship of one of the parties.
Section nineteen.
Subsection (7) of section twenty.
Section twenty-three.
Subsection (3) of section thirty-five.
Section seventy-two.

TABLE OF STATUTES REFERRED TO IN THIS ACT.

Short Title.	Session and Chapter.
Ecclesiastical Licences Act, 1533	25 Hen. 8. c. 21.
Marriage Act, 1823	4 Geo. 4. c. 76.
Marriage Confirmation Act, 1825	6 Geo. 4. c. 92.
Births and Deaths Registration Act, 1836	6 & 7 Will. 4. c. 86.
New Parishes Act, 1856	19 & 20 Vict. c. 104.
Marriage Notice (Scotland) Act, 1878	41 & 42 Vict. c. 43.
Interpretation Act, 1889	52 & 53 Vict. c. 63.
Deceased Wife's Sister's Marriage Act, 1907	7 Edw. 7. c. 47.
Criminal Justice Administration Act, 1914	4 & 5 Geo. 5. c. 58.
Union of Benefices Measure, 1923	14 & 15 Geo. 5. No. 2.
Guardianship of Infant Act, 1925	15 & 16 Geo. 5. c. 45.
Adoption of Children Act, 1926	16 & 17 Geo. 5. c. 29.
Representation of the Laity Measure, 1929	19 & 20 Geo. 5. No. 2.
Diocesan Reorganisation Committees Measure, 1941	4 & 5 Geo. 6. No. 1.
New Parishes Measure, 1943	6 & 7 Geo. 6. No. 1.
Reorganisation Areas Measure, 1944	7 & 8 Geo. 6. No. 1.
Pastoral Reorganisation Measure, 1949.	12 & 13 Geo. 6. No. 3.
Consolidation of Enactments (Procedure) Act, 1949	12 & 13 Geo. 6. c. 33.