



Marriage Act 1949

1949 CHAPTER 76 12 13 and 14 Geo 6

PART III

MARRIAGE UNDER [^{F1}MARRIAGE SCHEDULE]

Issue of [^{F1}a marriage schedule]

28 Declaration to accompany notice of marriage.

- (1) No [^{F1}marriage schedule] shall be issued by a superintendent registrar unless the notice of marriage is accompanied by a solemn declaration in writing, in the body or at the foot of the notice, made and signed at the time of the giving of the notice by the person by whom the notice is given and attested as mentioned in subsection (2) of this section—
- (a) that he or she believes that there is no impediment of kindred or alliance or other lawful hindrance to the marriage;
 - [^{F2}(b) that the persons to be married have for the period of 7 days immediately before the giving of the notice had their usual places of residence within the registration district or registration districts in which notice is given;]
 - [^{F3}(c)
 - [^{F4}(d) that he or she believes all of the information stated in the notice, and all information and evidence supplied with the notice, is true.]
- (2) Any such declaration as aforesaid shall be signed by the person giving the notice of marriage in the presence of the superintendent registrar to whom the notice is given or his deputy, or in the presence of a registrar of births and deaths or of marriages for the registration district in which the person giving the notice resides or his deputy, and that superintendent registrar, deputy superintendent registrar, registrar or deputy registrar, as the case may be, shall attest the declaration by adding thereto his name, description and place of residence.

Changes to legislation: There are currently no known outstanding effects for the Marriage Act 1949, Section 28. (See end of Document for details)

Textual Amendments

- F1** Words in s. 28(1) substituted (4.5.2021) by [The Registration of Marriages Regulations 2021 \(S.I. 2021/411\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 17](#) (with [Sch. 2](#))
- F2** S. 28(1)(b) substituted (1.1.2001) by [1999 c. 33, s. 169\(1\)\(3\)](#), [Sch. 14 paras. 3, 11](#), [Sch. 16](#); [S.I. 2000/2698, art. 2](#)
- F3** S. 28(1)(c) omitted (27.2.2023) by virtue of [Marriage and Civil Partnership \(Minimum Age\) Act 2022 \(c. 28\)](#), [s. 7\(1\)](#), [Sch. para. 1\(4\)](#) (with [s. 8](#)); [S.I. 2023/88, reg. 2](#) (with [regs. 3-17](#))
- F4** S. 28(1)(d) inserted (1.3.2015) by [Immigration Act 2014 \(c. 22\)](#), [s. 75\(3\)](#), [Sch. 4 para. 5](#) (with [Sch. 9 para. 66](#)); [S.I. 2015/371, art. 2\(1\)\(f\)](#)

Modifications etc. (not altering text)

- C1** Pt. 3 applied (13.3.2014) by [Marriage \(Same Sex Couples\) Act 2013 \(c. 30\)](#), [ss. 1\(2\)\(a\)](#), [21\(3\)](#); [S.I. 2014/93, art. 3\(a\)](#)
- C2** S. 28 (except [s. 28\(1\)\(b\)](#)) applied (with modifications) by [Marriage \(Registrar General's Licence\) Act 1970 \(c. 34\)](#), [s. 2\(3\)](#)
- C3** S. 28(1) applied (with modifications) by [Marriage \(Scotland\) Act 1956 \(c. 70\)](#), [s. 1\(2\)\(c\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Marriage Act 1949, Section 28.