



Marriage Act 1949

1949 CHAPTER 76 12 13 and 14 Geo 6

PART III

MARRIAGE UNDER [^{F1}MARRIAGE SCHEDULE]

Miscellaneous Provisions

49 Void marriages.

If any persons knowingly and wilfully intermarry under the provisions of this Part of this Act—

- (a) without having given due notice of marriage to the superintendent registrar;
- [^{F1}(b) without a marriage schedule having been duly issued by the superintendent registrar of the registration district in which the marriage was solemnized;]
- ^{F2}(c)
- (d) on the authority of [^{F3}a marriage schedule which is] void by virtue of subsection (2) of section thirty-three of this Act;
- (e) in any place other than the church, chapel, registered building, office or other place specified in the [^{F4}notices] of marriage and [^{F5}(if so specified) in the marriage schedule];
- [^{F6}(ee) in the case of a marriage purporting to be in pursuance of section 26(1)(bb) of this Act, on any premises that at the time the marriage is solemnized are not approved premises;]
- (f) in the case of a marriage in a registered building (not being a marriage in the presence of an authorised person), in the absence of a registrar of the registration district in which the registered building is situated; ^{F7} ...
- (g) in the case of a marriage in the office of a superintendent registrar, in the absence of the superintendent registrar or of a registrar of the registration district of that superintendent registrar; ^{F7}[^{F8} ...
- [^{F9}(gg) in the case of a marriage on approved premises, in the absence of the superintendent registrar of the registration district in which the premises are situated or in the absence of a registrar of that district; or]

*Changes to legislation: There are currently no known outstanding effects
for the Marriage Act 1949, Section 49. (See end of Document for details)*

- (h) in the case of a marriage to which section 45A of this Act applies, in the absence of any superintendent registrar or registrar whose presence at that marriage is required by that section;]
the marriage shall be void.

Textual Amendments

- F1** S. 49(b) substituted (4.5.2021) by [The Registration of Marriages Regulations 2021 \(S.I. 2021/411\)](#), reg. 1(2), **Sch. 1 para. 34(2)** (with Sch. 2)
- F2** S. 49(c) repealed (1.1.2001) by 1999 c. 33, s. 169(1), Sch. 14 paras. 3, **27(b)**; S.I. 2000/2698, **art. 2**
- F3** Words in s. 49(d) substituted (4.5.2021) by [The Registration of Marriages Regulations 2021 \(S.I. 2021/411\)](#), reg. 1(2), **Sch. 1 para. 34(3)** (with Sch. 2)
- F4** Words in s. 49(e) substituted (1.1.2001) by 1999 c. 33, s. 169(1), Sch. 14 paras. 3, **27(d)**; S.I. 2000/2698, **art. 2**
- F5** Words in s. 49(e) substituted (4.5.2021) by [The Registration of Marriages Regulations 2021 \(S.I. 2021/411\)](#), reg. 1(2), **Sch. 1 para. 34(4)** (with Sch. 2)
- F6** S. 49(ee) inserted (1.4.1995) by 1994 c. 34, s. 1(3), **Sch. para. 3(a)**; S.I. 1995/424, **art. 2(2)(c)**
- F7** Word in s. 49(f)(g) omitted (1.4.1995) by virtue of 1994 c. 34, s. 1(3), **Sch. para. 3(b)**; S.I. 1995/424, **art. 2(2)(c)**
- F8** S. 49(h) and word “or” immediately preceding it inserted (E.W.) by [Marriage Act 1983 \(c. 32, SIF 49:1\)](#), s. 1(7), **Sch. 1 para. 13**
- F9** S. 49(gg) inserted (1.4.1995) by 1994 c. 34, s. 1(3), **Sch. para. 3(c)**; S.I. 1995/424, **art. 2(2)(c)**

Modifications etc. (not altering text)

- C1** S. 49 applied (with modifications) by [Marriage \(Registrar General's Licence\) Act 1970 \(c. 34\)](#), **s. 13**

Changes to legislation:

There are currently no known outstanding effects for the Marriage Act 1949, Section 49.