



Legitimacy Declaration Act 1858

1858 CHAPTER 93 21 and 22 Vict

An Act to enable Persons to establish Legitimacy and the Validity of Marriages, and the Right to be deemed natural-born Subjects. [2nd August 1858]

Modifications etc. (not altering text)

- C1 Preamble omitted under authority of [Statute Law Revision Act 1892 \(c. 19\)](#)
- C2 Words of enactment repealed by [Statute Law Revision Act 1892 \(c. 19\)](#)

1, 2.^{F1}

Textual Amendments

- F1 [Ss. 1, 2](#) repealed by [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), s. 226, [Sch. 6](#)

3^{F2}

Textual Amendments

- F2 [S. 3](#) repealed by [S.I. 1950/1940 \(1950 II, p. 929\)](#)

4—8.^{F3}

Textual Amendments

- F3 [Ss. 4—8](#) repealed by [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), s. 226, [Sch. 6](#)

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Legitimacy Declaration Act 1858. (See end of Document for details)

[^{F4}9 Persons domiciled in Scotland may insist, on an action of declarator, that he is a natural-born subject.

Any person domiciled in Scotland, or claiming any heritable or moveable property situate in Scotland, may raise and insist, in an action of declarator before the Court of Session, for the purpose of having it found and declared that he is entitled to be deemed a^{F5}[^{F6}Commonwealth citizen]; and the said Court shall have jurisdiction to hear and determine such action of declarator, in the same manner and to the same effect, and with the same power to award expenses, as they have in declarators of legitimacy and declarators of bastardy.]

Textual Amendments

F4 S.9 repealed (E.W.) by [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), s. 226, **Sch. 6**

F5 Words repealed by [British Nationality Act 1948 \(c. 56\)](#), s. 31, **Sch. 4 Pt. I**

F6 Words substituted by [British Nationality Act 1981 \(c. 61, SIF 87\)](#), s. 52(6), **Sch. 7**

[^{F7}10 No proceedings to affect final Judgments, &c. already pronounced.

No proceeding to be had under this Act shall affect any final judgment or decree already pronounced or made by any Court of competent jurisdiction.]

Textual Amendments

F7 S.10 repealed (E.W.) by [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), s. 226, **Sch. 6**

[^{F8}11 Acts to be read together. Short title.

The ^{M1}Matrimonial Causes Act, 1857, and this Act shall be construed together as one Act; and this Act may be cited for all purposes as “The Legitimacy Declaration Act, 1858.”]

Textual Amendments

F8 S.11 repealed (E.W.) by [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), s. 226, **Sch. 6**

Marginal Citations

M1 1857 c. 85.

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