
Status: Point in time view as at 09/05/2011.

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STATUTORY INSTRUMENTS

2011 No. 1172

REGISTRATION OF BIRTHS, DEATHS, MARRIAGES ETC, ENGLAND AND WALES

The Registration of Marriages (Amendment) Regulations 2011

Made - - - - 26th April 2011

Coming into force in accordance with regulation 1(2)

The Registrar General⁽¹⁾, in exercise of the powers conferred by sections 27(1), 74(1)(b) and 78(1) of the Marriage Act 1949⁽²⁾ as extended by section 26(3) of the Welsh Language Act 1993⁽³⁾, with the approval of the Secretary of State⁽⁴⁾ makes the following Regulations:

Citation and commencement

1.—(1) These Regulations may be cited as the Registration of Marriages (Amendment) Regulations 2011.

(2) These Regulations shall come into force on the day on which the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (Remedial) Order 2011⁽⁵⁾ comes into force.

Commencement Information

II Reg. 1 in force at 9.5.2011, see [reg. 1\(2\)](#)

Amendment to the Registration of Marriages Regulations 1986

2.—(1) The Registration of Marriages Regulations 1986⁽⁶⁾ are amended as follows.

(2) In Schedule 1 (prescribed forms) —

(1) The Registrar General may make Regulations prescribing anything which by the Marriage Act 1949 is required to be prescribed. (Prescribed is defined in section 78 of the Act).

(2) [1949 c.76](#).

(3) [1993 c.38](#).

(4) The Registrar General with the approval of the Secretary of State may make regulations prescribing anything which by the Marriage Act is required to be prescribed. The function of approving regulations was transferred to the Secretary of State for the Home Department by article 3(1) of and paragraph 5(e) of Schedule 1 to the Transfer of Functions (Registration) Order 2008 ([S.I. 2008/678](#)).

(5) [S.I. 2011/1158](#).

(6) [S.I. 1986/1442](#) amended by [S.I. 2005/155](#); there are other amending instruments but none is relevant.

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- (a) for Form 1B (notice of marriage given by a party who is subject to immigration control and where both parties are aged eighteen or over) substitute Form 1B in Schedule 1 to these Regulations.
- (b) for Form 1C (notice of marriage given by a party who is subject to immigration control and where either party is, or both parties are, under eighteen) substitute Form 1C in Schedule 1 to these Regulations.

Commencement Information

I2 Reg. 2 in force at 9.5.2011, see [reg. 1\(2\)](#)

Amendment to the Registration of Marriages (Welsh Language) Regulations 1999

3.—(1) The Registration of Marriages (Welsh Language) Regulations 1999(7) are amended as follows.

(2) In Schedule 1 (Prescribed forms) —

- (a) for Form 1B in Schedule 1 substitute Form 1B in Schedule 2 to these Regulations; and
- (b) for Form 1C in Schedule 1 substitute Form 1C in Schedule 2 to these Regulations.

Commencement Information

I3 Reg. 3 in force at 9.5.2011, see [reg. 1\(2\)](#)

Made by

26th April 2011

Sarah Rapson
Registrar General

I approve,

Home Office
25th April 2011

Damian Green
Minister of State

(7) [S.I. 1999/1621](#) amended by [S.I. 2005/155](#); there are other amending instruments but none is relevant.

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SCHEDULE 1

Regulation 2(2)(a)

Marriage Act 1949 s 27(1)

Form 1B

**Notice of Marriage
PARTICULARS RELATING TO THE PERSONS TO BE MARRIED**

Name and surname (1)	Date of birth (2)	Sex (3)	Condition (4)	Occupation (5)	Period of Residence (6)	Church or other building, or residence, in which the marriage is to be solemnized (7)	Nationality and district of residence (8)

To the Superintendent Registrar of the district of (which is a district specified for the purpose of section 19 (2) of the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004).

I, the above-named (name and surname) of (place of residence) give you notice that I and (name and surname) of (place of residence) intend to be married on the authority of certificates within *one month/three months/twelve months from the date of entry of this notice and I declare as follows:

1. I believe that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.
2. I and the other person named above have for the period of seven days immediately before the giving of this notice had our usual places of residence within the districts named in Column 8 above.
3. In respect of myself, I am eighteen years of age or over.
4. In respect of the said (name and surname) *he/she is eighteen years of age or over.
5. I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons to be married are true. I understand that if any of the declarations are false I MAY BE LIABLE TO PROSECUTION UNDER THE PERJURY ACT 1911.
6. I also understand that if, in fact, there is an impediment of kindred or alliance or other lawful hindrance to the intended marriage the marriage may be invalid or void and the contracting of the marriage may render one or both of the parties GUILTY OF A CRIME AND LIABLE TO THE PENALTIES OF BIGAMY OR SUCH OTHER CRIME AS MAY HAVE BEEN COMMITTED.

Signed Date
 In the presence of Signature of registration officer
 Official designation
 Registration district of
 Place of residence

* Delete whichever does not apply

Status: Point in time view as at 09/05/2011.

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Regulation 2(2)(b)

Commencement Information

I4 Sch. 1 Ch. in force at 9.5.2011, see [reg. 1\(2\)](#)

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Marriage Act 1949, s.27(1)

Form 1C
**Notice of Marriage
RELATING TO THE PERSONS TO BE MARRIED**

Name and surname (1)	Date of birth (2)	Sex (3)	Condition (4)	Occupation (5)	Period of residence (6)	Church or other building, or residence, in which the marriage is to be solemnized (7)	Nationality and district of residence (8)

To the Superintendent Registrar of the district of
(which is a district specified for the purpose of section 19 (2) of the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004).
I, the above-named
of
give you notice that I and
intend to be married on the authority of certificates within "three months/twelve months from the date of entry of this notice and I declare as follows:

- I believe that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.
- I and the other person named above have for the period of seven days immediately before giving this notice had our usual places of residence within the districts named in Column 8 above.
- In respect of myself, I am
either "A. eighteen years of age or over,
or
"B. under the age of eighteen years and-
(i) I will reach the age of eighteen years on (date).
or
(ii) I am a "widower/widow.
or
(iii) the consent of (name(s)) whose consent is required by law has been obtained,
and/or
the necessity of obtaining the consent of (name(s)) has been dispensed with as provided by law,
and/or
the (name of Court) Court has consented to the marriage.
or
(iv) there is no person whose consent to the marriage is required by law.
- In respect of the said
either "A. "he/she is eighteen years of age or over,
or
"B. "he/she is under the age of eighteen years and-
(i) "he/she will reach the age of eighteen years on (date).
or
(ii) "he/she is a "widower/widow.
or
(iii) the consent of (name(s)) whose consent is required by law has been obtained,
and/or
the necessity of obtaining the consent of (name(s)) has been dispensed with as provided by law,
and/or
the (name of Court) Court has consented to the marriage.
or
(iv) there is no person whose consent to the marriage is required by law.

5. I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons to be married are true. I understand that if any of the declarations are false I MAY BE LIABLE TO PROSECUTION UNDER THE PERJURY ACT 1911.

6. I also understand that if, in fact, there is an impediment of kindred or alliance or other lawful hindrance to the intended marriage the marriage may be invalid or void and the contracting of the marriage may render one or both of the parties GUILTY OF A CRIME AND LIABLE TO THE PENALTIES OF BIGAMY OR SUCH OTHER CRIME AS MAY HAVE BEEN COMMITTED.

Signed Date
In the presence of
Signature of registration officer
Official designation
Registration district of
Place of residence

*Delete whichever does not apply

Status: Point in time view as at 09/05/2011.

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SCHEDULE 2

Regulation 3(2)(a)

Commencement Information

I5 Sch. 2 Ch. in force at 9.5.2011, see **reg. 1(2)**

Status: Point in time view as at 09/05/2011.

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Marriage Act 1949, s.27(1)

Form 1B

Notice of Marriage

PARTICULARS RELATING TO THE PERSONS TO BE MARRIED

Name and surname Enw a chyfenw	Date of birth Dyddiad geni	Sex Rhyw	Condition Cyflwr	Occupation Gwaith	Period of residence Cyfnod preswyllo	MANTYLLON YNGLYN A'R PERSONAU A BRIDDIR Church or other building, or residence, in which the marriage is to be solemnized Eglwys neu adeilad arall, neu breswyllo lle gwneir yddir y briodas	Nationality and district of residence Cenedligrwydd o ddoethrth y breswyllo
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

To the Superintendent Registrar of the district of
(which is a district specified for the purpose of section 19(2) of the Act of 1949 and Immigration (Treatment of Claimants, etc.) Act 2004)
I, the above-named (name and surname)
of (place of residence)
give you notice that I and (name and surname)
of (place of residence)
intend to be married on the authority of certificates within one month/three months/twelve months from the date of entry of this notice and I declare as follows:

At Gofrestrwydd Arlyydogol Dosbarth.....
(fydd yn osodwedd a nodir ar grair y pwmpas o adran 19(2) o'r Ddeddf Noddada a Mawrfudis (Dul o drin Hawkwy', ayb.) 2004).
Yr wyf fi a enwir uchod..... (enw a chyfenw)
o..... (preswyllo)
yn echi hysbysu fy mod i a (enw a chyfenw)
o..... (preswyllo)
yn bwriadu priodi trwy awdurdod tystysgrifau o fewn "mis/tri mis/deuddeg mis o doyddiad cofnodir hysbysiad hwn a gwnef y datganiadau canlynol.

- I believe that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.
- I and the other person named above have for the period of seven days immediately before the giving of this notice had our usual places of residence within the districts named in Column 8 above.
- In respect of myself, I am eighteen years of age or over.
- In respect of the said (name and surname)
"he/she is eighteen years of age or over.
- I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons to be married are true. I understand that if any of the declarations are false I MAY BE LIABLE TO PROSECUTION UNDER THE PERJURY ACT 1911.
- I also understand that if, in fact, there is an impediment of kindred or alliance or other lawful hindrance to the intended marriage the marriage may be invalid or void and the contracting of the marriage may render one or both of the parties GUILTY OF A CRIME AND LIABLE TO THE PENALTIES OF BIGAMY OR SUCH OTHER CRIME AS MAY HAVE BEEN COMMITTED.

- Credaf nad oes rhwystr o ran ach nac unilad nac unilaw dringwydd cyfreithiol arall i'r briodas y cyfeirir ati uchod.
- I'm preswyllo arferol i a phreswyllo arferol y person arall a enwyd uchod fod am gyfnod o saith niwrnod yn union cyn rhoi'r hysbysiad hwn fod o fewn y dosbarthau a enwyd yng Nghofnod 8 uchod.
- Yngllyn â mi fy hun, yr wyf yn ddeunaw oed neu'n hyn na hynny.
- Yngllyn â (enw a chyfenw)
mae "ef/i" yn ddeunaw oed neu'n hyn na hynny.
- Datganaf ymhellach hysbysiad hysbysiad fy nghyfrifedig a'm cred fod y datganiadau a wnaed gennyf uchod ynghyd â'r manylion yngllyn â'r personau sydd i'w priodi yn wir. Deallaf os oes unilaw rai o'r datganiadau yn fflwg GALLAF FOD YN AGORED I ERLYNIAD O DAN DDEDDF ANUDON 1911.
- Deallaf hefyd os oes, mewn gwirionedd, rwystr o ran ach nac unilad neu unilaw rwystr cyfreithion arall i'r briodas arfaethedig yll y briodas fod yn annilys neu'n ddirym a gall contracto'r briodas wreidd un neu'r ddau o'r pecthon YN EUOG O DROSEDD AC YN AGORED I GOSBAU DWYREIGIAETH NEU GOSBAU UNRHYWY DROSEDD ARALL Y GELLID BOD WEDI EI CHYFLAWNI.

Signed
Llofnodwyd.....

In the presence of
Yng nghyda.....
Signature of registration officer
Llofnod y swyddog cofrestru

Date
Dyddiad.....
Official designation
Dynodiad swyddogol.....
Registration district of
Dosbarth cofrestru.....
Place of residence
Preswyllo.....

Delete whichever does not apply/Dilewch yr un amherffwrdd

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Regulation 3(2)(b)

Commencement Information

I6 Sch. 2 Ch. n2 in force at 9.5.2011, see [reg. 1\(2\)](#)

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Marriage Act 1949, s.27(1)

Form 1C

Notice of Marriage

PARTICULARS RELATING TO THE PERSONS TO BE MARRIED

Table with 5 columns: Name and surname, Date of birth, Sex, Condition, Occupation, Period of residence, Church or other building, Nationality and district of residence.

To the Superintendent Registrar of the district of... I, the above named... give you notice that I and... intend to be married on the authority of certificates within three months...

1. I believe that there is no impediment of kindred or alliance or other lawful hindrance to the said marriage.

2. I and the other person named above have for the period of seven days immediately before the giving of this notice had our usual places of residence within the districts named in Column B above.

3. In respect of myself, I am either (a) eighteen years of age or over... or (b) I am a widow/widower... or (c) the consent of... and/or... has been obtained with as provided by law.

4. In respect of the said... either (a) he/she is eighteen years of age or over... or (b) he/she will reach the age of eighteen years on... or (c) he/she is a widow/widower... and/or... has been dispensed with as provided by law.

5. I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons to be married are true. I understand that if any of the declarations are false I MAY BE LIABLE TO PROSECUTION UNDER THE PERJURY ACT 1911.

6. I also understand that if, in fact, there is an impediment of kindred or alliance or other lawful hindrance to the intended marriage the marriage may be null and void and I shall be liable to be treated as GUILTY OF A CRIME AND LIABLE TO THE PENALTIES OF SUCH OTHER CRIME AS MAY HAVE BEEN COMMITTED.

Hysbysiad Priodas

MANYLION YNGŴYN A'R PERSONAU A BBIODIR

Table with 5 columns: Name and surname, Date of birth, Sex, Condition, Occupation, Period of residence, Church or other building, Nationality and district of residence.

1. Credaf nodi oes mwyr o ran uch neu isaf neu unffwr drwgwydd cyfnewid arall i brodas y cyflwr at uned.

2. I'm preswyl arfaeth i'r preswyl uchod i'r person arall a enwyd uchod fod am gyfnod o saith neu oeddi yn union cymharu hysbysiad hwn i'r brodas a'r brodas arall a enwyd yng nghyfnod uchod.

3. Yngŵyn a'm fy hun, yr wyf i... neu (b) yr wyf i'n hysbysu bod i'r brodas hysbysiad uchod i'r brodas hysbysiad uchod.

4. Yngŵyn a'r brodas uchod, yr wyf i... neu (b) yr wyf i'n hysbysu bod i'r brodas hysbysiad uchod i'r brodas hysbysiad uchod.

5. Credaf nodi oes mwyr o ran uch neu isaf neu unffwr drwgwydd cyfnewid arall i brodas y cyflwr at uned.

6. Credaf nodi oes mwyr o ran uch neu isaf neu unffwr drwgwydd cyfnewid arall i brodas y cyflwr at uned.

Signed... In the presence of... Date... Official designation... Registration district... Place of residence...

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Registration of Marriages Regulations 1986 and the Registration of Marriages (Welsh Language) Regulations 1999 to reflect the amendments made to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 by the Remedial Order under section 10(2) of the Human Rights Act 1998 following judgement in the case of “Baiai and others v Secretary of State for the Home Department [2006] EWHC 823 QB”. The amendments in these Regulations remove the declaration on the forms for giving notice of marriage which require a person subject to immigration control to provide evidence of eligibility.

Status:

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