
DRAFT STATUTORY INSTRUMENTS

2014 No.

**The Marriage (Same Sex Couples) (Jurisdiction
and Recognition of Judgments) Regulations 2014**

PART 2

Jurisdiction

Jurisdiction

2. The court has jurisdiction in proceedings for the divorce of, or annulment of the marriage of, a same sex couple or for the judicial separation of a married same sex couple where—

- (a) both spouses are habitually resident in England and Wales;
- (b) both spouses were last habitually resident in England and Wales and one of the spouses continues to reside there;
- (c) the respondent is habitually resident in England and Wales;
- (d) the petitioner is habitually resident in England and Wales and has resided there for at least one year immediately preceding the presentation of the petition;
- (e) the petitioner is domiciled and habitually resident in England and Wales and has resided there for at least six months immediately preceding the presentation of the petition; or
- (f) both spouses are domiciled in England and Wales.