

These notes refer to the Equality Act 2010 (c.15) which received Royal Assent on 8 April 2010

EQUALITY ACT 2010

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 16: General and Miscellaneous

Schedule 3: Services and public functions: exceptions

Part 6: Marriage

Gender reassignment: England and Wales: [paragraph 24](#)

Gender reassignment: Scotland: [paragraph 25](#)

Effect

726. [Paragraph 25](#), which applies to Scotland, contains a similar exception to paragraph 24.
727. An “approved celebrant” is not obliged to marry a person if he or she reasonably believes the person to have acquired his or her gender under the Gender Recognition Act 2004. An “approved celebrant” is a person defined in the Marriage (Scotland) Act 1977 as a person entitled under that Act to solemnise religious marriages.