SCHEDULES

SCHEDULE 3

INTERPRETATION OF LEGISLATION

PART 1

EXISTING ENGLAND AND WALES LEGISLATION

Interpretation of existing England and Wales legislation

1 (1) In existing England and Wales legislation—

(a) a reference to marriage is to be read as including a reference to marriage of a same sex couple;

(b) a reference to a married couple is to be read as including a reference to a married same sex couple; and

(c) a reference to a person who is married is to be read as including a reference to a person who is married to a person of the same sex.

(2) Where sub-paragraph (1) requires a reference to be read in a particular way, any related reference (such as a reference to a marriage that has ended, or a reference to a person whose marriage has ended) is to be read accordingly.

(3) For the purposes of sub-paragraphs (1) and (2) it does not matter how a reference is expressed.

Modifications etc. (not altering text)

C1 Sch. 3 paras. 1, 2 excluded by SI 2006/3432, rules 4(4), 5(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C2 Sch. 3 paras. 1-3 modified (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 4**

C3 Sch. 3 paras. 1-3 excluded (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 5**

C4 Sch. 3 para. 1 excluded by SI 1992/129, Sch. 2 Scheme, Sch. 1 Pt. 3 rules 1(4), 2(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C5 Sch. 3 para. 1 excluded by SI 2012/687, rules 2A(4), 2B(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C6 Sch. 3 para. 1 exluded by SI 1997/1612, regs. 42B(4), 42C(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C7 Sch. 3 paras. 1-3 excluded by SI 1987/257, reg. J1(7) (as inserted (13.3.2014) by The Police Pensions (Amendment) Regulations 2014 (S.I. 2014/79), regs. 1(1), **5(c)**)

C8 Sch. 3 para. 1 excluded by SI 2010/990, regs. 2A(4), 2B(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

Commencement Information

I1 Sch. 3 para. 1 in force at 13.3.2014 by S.I. 2014/93, **art. 3(i)**

Interpretation of legislation about couples living together as if married

2 (1) In existing England and Wales legislation—

(a) a reference to persons who are not married but are living together as a married couple is to be read as including a reference to a same sex couple who are not married but are living together as a married couple;

(b) a reference to a person who is living with another person as if they were married is to be read as including a reference to a person who is living with another person of the same sex as if they were married.

(2) Where sub-paragraph (1) requires a reference to be read in a particular way, any related reference (such as a reference to persons formerly living together as a married couple) is to be read accordingly.

(3) For the purposes of sub-paragraphs (1) and (2) it does not matter how a reference is expressed.

Modifications etc. (not altering text)

C1 Sch. 3 paras. 1, 2 excluded by SI 2006/3432, rules 4(4), 5(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C2 Sch. 3 paras. 1-3 modified (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 4**

C3 Sch. 3 paras. 1-3 excluded (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 5**

C7 Sch. 3 paras. 1-3 excluded by SI 1987/257, reg. J1(7) (as inserted (13.3.2014) by The Police Pensions (Amendment) Regulations 2014 (S.I. 2014/79), regs. 1(1), **5(c)**)

C9 Sch. 3 para. 2 exluded by SI 1997/1612, regs. 42B(4), 42C(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C10 Sch. 3 para. 2 excluded by SI 2012/687, rules 2A(4), 2B(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C11 Sch. 3 para. 2 excluded by SI 2010/990, regs. 2A(4), 2B(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C12 Sch. 3 para. 2 excluded by SI 1992/129, Sch. 2 Scheme, Sch. 1 Pt. 3 rules 1(4), 2(4) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

Commencement Information

I2 Sch. 3 para. 2 in force at 13.3.2014 by S.I. 2014/93, **art. 3(i)**

3 (1) This paragraph applies to existing England and Wales legislation which deals differently with—

(a) a man and a woman living together as if married, and

(b) two men, or two women, living together as if civil partners.

(2) If two men, or two women, are living together as if married, that legislation applies to them in the way that it would apply to them if they were living together as civil partners.

Modifications etc. (not altering text)

C2 Sch. 3 paras. 1-3 modified (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 4**

C3 Sch. 3 paras. 1-3 excluded (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 2 para. 5**

C7 Sch. 3 paras. 1-3 excluded by SI 1987/257, reg. J1(7) (as inserted (13.3.2014) by The Police Pensions (Amendment) Regulations 2014 (S.I. 2014/79), regs. 1(1), **5(c)**)

C13 Sch. 3 para. 3 modified by SI 2006/3432, rules 4(5), 5(5) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C14 Sch. 3 para. 3 modified by SI 1992/1612, regs. 42B(5), 42C(5) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C15 Sch. 3 para. 3 modified by SI 2010/990, regs. 2A(5), 2B(5) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C16 Sch. 3 para. 3 modified by SI 2012/687, rules 2A(5), 2B(5) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

C17 Sch. 3 para. 3 modified by SI 1992/129, Sch. 2 Scheme, Sch. 1 Pt. 3 rules 1(5), 2(5) (as inserted (13.3.2014) by The Marriage (Same Sex Couples) Act 2013 (Consequential and Contrary Provisions and Scotland) Order 2014 (S.I. 2014/560), art. 1(2), **Sch. 3 para. 17**)

Commencement Information

I3 Sch. 3 para. 3 in force at 13.3.2014 by S.I. 2014/93, **art. 3(i)**

General

4 This Part of this Schedule does not limit section 11(1) or (2).

Commencement Information

I4 Sch. 3 para. 4 in force at 13.3.2014 by S.I. 2014/93, **art. 3(i)**

Changes to legislation:
There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, PART 1.