



# Marriage and Civil Partnership (Minimum Age) Act 2022

## 2022 CHAPTER 28

### *Marriage*

#### **1 Marriage: increase of minimum age to 18**

- (1) The Marriage Act 1949 is amended as follows.
- (2) In section 2 (marriages of persons under sixteen)—
  - (a) in the heading, for “sixteen” substitute “eighteen”;
  - (b) in the text, for “sixteen” substitute “eighteen”.
- (3) Omit section 3 (marriages of persons under eighteen).

#### **Commencement Information**

- I1** S. 1 not in force at Royal Assent, see [s. 7\(1\)](#)
- I2** S. 1 in force at 27.2.2023 by [S.I. 2023/88](#), [reg. 2](#) (with [regs. 3-17](#))

#### **2 Offence of conduct relating to marriage of persons under 18**

- (1) Section 121 of the Anti-social Behaviour, Crime and Policing Act 2014 (offence of forced marriage: England and Wales) is amended as follows.
- (2) After subsection (3) insert—

“(3A) A person commits an offence under the law of England and Wales if he or she carries out any conduct for the purpose of causing a child to enter into a marriage before the child’s eighteenth birthday (whether or not the conduct amounts to violence, threats, any other form of coercion or deception, and whether or not it is carried out in England and Wales).”
- (3) After subsection (5) insert—

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**Changes to legislation:** There are currently no known outstanding effects for the Marriage and Civil Partnership (Minimum Age) Act 2022, Cross Heading: Marriage. (See end of Document for details)

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“(5A) “Child” means a person under the age of 18 years.”

(4) In subsection (6)—

- (a) after “(1)” insert “or subsection (3A)”; and
- (b) for “that subsection” substitute “either of those subsections”.

(5) After subsection (7) insert—

“(7A) A person commits an offence under subsection (3A) only if—

- (a) the conduct is for the purpose of causing the child to enter into a marriage in England or Wales,
- (b) at the time of the conduct, the person or child is habitually resident in England and Wales, or
- (c) at the time of the conduct, the child is a United Kingdom national who—
  - (i) has been habitually resident in England and Wales, and
  - (ii) is not habitually resident or domiciled in Scotland or Northern Ireland.”

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**Commencement Information**

**I3** S. 2 not in force at Royal Assent, see [s. 7\(1\)](#)

**I4** S. 2 in force at 27.2.2023 by [S.I. 2023/88](#), [reg. 2](#) (with [regs. 3-17](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Marriage and Civil Partnership (Minimum Age) Act 2022, Cross Heading: Marriage.