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**Changes to legislation:** There are currently no known outstanding effects for the Domicile and Matrimonial Proceedings Act 1973, Paragraph 1. (See end of Document for details)

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## SCHEDULES

### [<sup>F1</sup>SCHEDULE 1B

#### JURISDICTION IN RELATION TO SAME SEX MARRIAGES (SCOTLAND)

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##### Textual Amendments

- F1** Sch. 1B inserted (1.9.2014 for specified purposes, 16.12.2014 in so far as not already in force) by [Marriage and Civil Partnership \(Scotland\) Act 2014 \(asp 5\), s. 36, Sch. 1 para. 1\(4\)](#); [S.S.I. 2014/212, art. 2, Sch.](#) (as amended (1.9.2014) by [S.S.I. 2014/218, art. 2\(3\), Sch.](#)); [S.S.I. 2014/287, art. 3, Sch.](#)

##### *Introduction*

- 1 (1) This Schedule has effect with respect to the jurisdiction of the Court of Session and of the sheriff court to entertain, in relation to same sex marriages, proceedings for—
- (a) divorce,
  - (b) separation,
  - (c) declarator of marriage,
  - (d) declarator of nullity of marriage,
  - (e) declarator of recognition, or non-recognition, of a relevant foreign decree.
- (2) References in this Schedule to “relevant proceedings” are to such proceedings as are mentioned in sub-paragraph (1).
- (3) In this Schedule—
- “relevant foreign decree” means a decree of divorce, separation or nullity granted outwith [<sup>F2</sup>the United Kingdom, the Channel Islands and the Isle of Man],
  - “same sex marriage” means a marriage between persons of the same sex. ]

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##### Textual Amendments

- F2** Words in [Sch. 1B para. 1\(3\)](#) substituted (31.12.2020) by [The Jurisdiction and Judgments \(Family, Civil Partnership and Marriage \(Same Sex Couples\)\) \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \(S.S.I. 2019/104\), reg. 1, sch. 1 para. 1\(7\)\(a\)](#) (with [reg. 6](#)) (as amended by [S.S.I. 2020/441, regs. 1\(2\)\(a\), 16](#)); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Domicile and Matrimonial Proceedings Act 1973, Paragraph 1.