



# Marriage (Same Sex Couples) Act 2013

## 2013 CHAPTER 30

### PART 1

#### MARRIAGE OF SAME SEX COUPLES IN ENGLAND AND WALES

##### *Effect of extension of marriage*

#### **11 Effect of extension of marriage**

- (1) In the law of England and Wales, marriage has the same effect in relation to same sex couples as it has in relation to opposite sex couples.
- (2) The law of England and Wales (including all England and Wales legislation whenever passed or made) has effect in accordance with subsection (1).
- (3) Schedule 3 (interpretation of legislation) has effect.
- (4) Schedule 4 (effect of extension of marriage: further provision) has effect.
- (5) For provision about limitations on the effects of subsections (1) and (2) and Schedule 3, see Part 7 of Schedule 4.
- (6) Subsections (1) and (2) and Schedule 3 do not have any effect in relation to—
  - (a) Measures and Canons of the Church of England (whenever passed or made),
  - (b) subordinate legislation (whenever made) made under a Measure or Canon of the Church of England, or
  - (c) other ecclesiastical law (whether or not contained in England and Wales legislation, and, if contained in England and Wales legislation, whenever passed or made).
- (7) In Schedules 3 and 4—

“existing England and Wales legislation” means—

  - (a) in the case of England and Wales legislation that is primary legislation, legislation passed before the end of the Session in which this Act is passed (excluding this Act), or

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- (b) in the case of England and Wales legislation that is subordinate legislation, legislation made on or before the day on which this Act is passed (excluding legislation made under this Act);
- “new England and Wales legislation” means—
- (a) in the case of England and Wales legislation that is primary legislation, legislation passed after the end of the Session in which this Act is passed, or
- (b) in the case of England and Wales legislation that is subordinate legislation, legislation made after the day on which this Act is passed.

#### **Modifications etc. (not altering text)**

- C1** S. 11(1)(2) 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. 2**
- C2** S. 11(1)(2) 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**)
- C3** S. 11(1)(2) 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**)
- C4** S. 11(1)(2) 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. 1**
- C5** S. 11(1)(2) 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**
- C6** S. 11(1)(2) 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. 3**
- C7** S. 11(1)(2) 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**)
- C8** S. 11(1)(2) modified by SI 2006/3432, rules 4(4), 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**)
- C9** S. 11(1)(2) 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**
- C10** S. 11(1)(2) 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**)

#### **Commencement Information**

- I1** S. 11(1)-(3)(5)-(7) in force at 13.3.2014 by [S.I. 2014/93](#), **art. 3(f)**
- I2** S. 11(4) in force at 31.10.2013 for specified purposes by [S.I. 2013/2789](#), **art. 3(e)**
- I3** S. 11(4) in force at 31.10.2013 for specified purposes by [S.I. 2013/2789](#), **art. 2(b)**
- I4** S. 11(4) in force at 13.3.2014 for specified purposes by [S.I. 2014/93](#), **art. 3(j)**
- I5** S. 11(4) in force at 30.6.2014 for specified purposes by [S.I. 2014/1662](#), **art. 3(c)**
- I6** S. 11(4) in force at 10.12.2014 for specified purposes by [S.I. 2014/3169](#), **art. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Cross Heading: Effect of extension of marriage.