
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 313

MARRIAGE

**The Marriage (Prescription of Forms)
(Scotland) Amendment Regulations 2015**

Made - - - - 28th August 2015
Laid before the Scottish
Parliament - - - - 31st August 2015
Coming into force in accordance with regulation 1

The Registrar General makes the following Regulations in exercise of the powers conferred by section 3(1) of the Marriage (Scotland) Act 1977⁽¹⁾ and all other powers enabling him to do so.

In accordance with section 25(1)⁽²⁾ of the Marriage (Scotland) Act 1977 the Scottish Ministers have approved the making of these Regulations.

Citation and commencement

1. These Regulations may be cited as the Marriage (Prescription of Forms) (Scotland) Amendment Regulations 2015 and come into force on the same day as the Qualifying Civil Partnership Modification (Scotland) Order 2015⁽³⁾.

Amendment of the Marriage (Prescription of Forms) (Scotland) Regulations 1997

2.—(1) The Marriage (Prescription of Forms) (Scotland) Regulations 1997⁽⁴⁾ are amended as follows.

(2) For the form set out in Schedule 1 (marriage notice - Scotland) substitute the form set out in the Schedule to these Regulations.

(1) 1977 c.15; section 3(1) was relevantly amended by the Local Electoral Administration and Registration Services (Scotland) Act 2006 (asp 14), Part 2, section 50(2)(a); the Civil Partnership Act 2004 (c.33), Schedule 28(4), paragraph 43(a); the Marriage (Prohibited Degrees of Relationship) Act 1986 (c.16), section 2, Schedule 2, paragraph 3; and the Marriage and Civil Partnership (Scotland) Act 2014 (asp 5), section 3(2)(a) and 8(2). Section 17(2) adds in section 3(4A) and (4B). Section 26(2) contains a definition of “prescribed” relevant to the exercise of the powers under which these Regulations are made.

(2) The functions of the Secretary of State under the 1977 Act were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.45).

(3) S.S.I. 2015/XXX.

(4) S.I. 1997/2349; relevant amending instruments are S.S.I. 2005/596 and S.S.I. 2014/306.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

New Register House,
Edinburgh
27th August 2015

ROD BURNS
Deputy Registrar General for Scotland

Approved by the Scottish Ministers

St Andrew's House,
Edinburgh
28th August 2015

MARCO BIAGI
Authorised to sign by the Scottish Ministers

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SCHEDULE

Regulation 2(2)



MARRIAGE NOTICE - SCOTLAND

Form M10

(Section 3(1) of the Marriage (Scotland) Act 1977)

Use a pen to fill in the form, all in **BLOCK CAPITALS** except for your signature at the end

A About the proposed marriage

1. Date of marriage	Year	Month	Day	For registrar's use only Number in Notice book Date documents returned
2. Place				

B About yourself

3. Forename(s)			
Surname(s)			
4. Present or last occupation			
5. Retired (tick box)	Yes <input type="checkbox"/>	No <input type="checkbox"/>	6. Sex (tick box)
			Male <input type="checkbox"/> Female <input type="checkbox"/>
7. Marital or Civil Partnership Status (tick only one box)			
Single	<input type="checkbox"/>	Divorced	<input type="checkbox"/>
Surviving Civil Partner	<input type="checkbox"/>	Previous Civil Partnership dissolved	<input type="checkbox"/>
Previous Marriage annulled	<input type="checkbox"/>	Existing Civil Partnership	<input type="checkbox"/>
Widowed	<input type="checkbox"/>	Previous Civil Partnership annulled	<input type="checkbox"/>
		Existing Marriage	<input type="checkbox"/>
8. Date of Birth	Year	Month	Day
9. Country of birth	10. Country of residence		11. Nationality
12. Usual residence			
			Postcode
13. How do you wish to be described in the Marriage Schedule and other documentation relating to your marriage? (tick only one box)			
Bridegroom <input type="checkbox"/>		Bride <input type="checkbox"/>	
		No designation <input type="checkbox"/>	

C About your father/parent

14. (a) Forename(s)	
(b) Surname(s) at time of father's/parent's birth	
(c) Surname(s) at time of your birth	
(d) Surname(s) now (or at date of his/her death)	
15. Present or last occupation	
16. Retired (tick box)	Yes <input type="checkbox"/> No <input type="checkbox"/>
17. Is he/she still living? (tick box)	Yes <input type="checkbox"/> No <input type="checkbox"/>

D About your mother/parent

18. (a) Forename(s)	
(b) Surname(s) at time of your mother's/parent's birth	
(c) Surname(s) at time of your birth	
(d) Surname(s) now (or at date of her/his death)	
19. Present or last occupation	
20. Retired (tick box)	Yes <input type="checkbox"/> No <input type="checkbox"/>
21. Is she/he still living? (tick box)	Yes <input type="checkbox"/> No <input type="checkbox"/>

E About your parents

22. Were your parents			
(a) married to each other at the time of your birth or later?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	
(b) registered as Civil Partners at the time of your birth or later?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	

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F About the celebrant *(complete this part if you intend to have ceremony solemnised by someone other than a registrar)*

23. Person who is to solemnise the marriage?
24. Denomination or body to which (s)he is attached?

G About the other party to the marriage

25. Forename(s) in full
Surname(s)
26. Usual residence
Postcode

H Documents to be submitted by you with this Notice

<p>27. FOR ALL PERSONS</p> <p>Is your birth certificate enclosed? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce your birth certificate, state the reason here.</i></p>
<p>28. IF YOU ARE DIVORCED, YOUR PREVIOUS MARRIAGE WAS ANNULLED OR YOUR PREVIOUS CIVIL PARTNERSHIP HAS BEEN DISSOLVED OR ANNULLED</p> <p>Is your decree of divorce, annulment or dissolution enclosed? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce the official decree of divorce or annulment or decree of dissolution or annulment of Civil Partnership, state the reason for not doing so. The registrar will require proof of the termination of the earlier marriage or Civil Partnership.</i></p>
<p>29. IF YOUR FORMER SPOUSE OR CIVIL PARTNER IS DECEASED</p> <p>Is the death certificate of your former spouse or Civil Partner enclosed? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce a death certificate of your previous spouse or Civil Partner, state the reason for not doing so. The registrar will require proof of the death.</i></p>
<p>30. IF YOU ARE A PERSON WHO IS SUBJECT TO THE MARRIAGE LAWS OF A COUNTRY OUTSIDE THE UNITED KINGDOM</p> <p>Have you enclosed a certificate of no impediment to marriage issued by a competent authority in that country? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce such a certificate, state the reason. If you have resided in the UK for at least two years immediately before submitting the notice, you need not submit a certificate of no impediment, but should state how long you have been resident in the UK.</i></p>
<p>31. IF YOU ARE IN AN EXISTING CIVIL PARTNERSHIP</p> <p>Is the relevant extract from the Scottish Civil Partnership register (your Civil Partnership certificate) or your Civil Partnership certificate from outwith Scotland enclosed? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce the extract from the Scottish Civil Partnership register relating to your Civil Partnership, or your Civil Partnership certificate from outwith Scotland, state the reason for not doing so. The registrar will require proof of the Civil Partnership.</i></p>
<p>32. IF YOU ARE IN AN EXISTING MARRIAGE</p> <p>Is your marriage certificate enclosed? YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><i>(tick box)</i></p>	<p><i>If you are unable to produce your marriage certificate, state the reason for not doing so. The registrar will require proof of the marriage.</i></p>

33. DECLARATION
I solemnly declare that

- I am the person named at B3;
- I and the person named at Part G intend to be married on the date and at the place entered in Part A;
- there is no impediment caused by a relationship of consanguinity, affinity or adoption and that I know of no other legal impediment to our marriage;
- all the particulars and other information given by me on this notice are correct to the best of my knowledge and belief and
- each document submitted by me in accordance with Part H of this notice is genuine.

Signed..... Date.....

Note: Any person who supplies false information to a registrar or uses, gives or sends any certificate, document or declaration required for purposes of this Marriage Notice which is false or has been forged in any way is liable to prosecution.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Marriage (Prescription of Forms) (Scotland) Regulations 1997 to substitute a new Marriage Notice form (Form M10) into those Regulations.

The new form is amended to reflect that, in future, civil partnerships registered outwith Scotland may be changed into marriages in Scotland by virtue of the Qualifying Civil Partnership Modification (Scotland) Order 2015. The amendments relate to the information that is required to be provided where such a change is to take place.