
DRAFT STATUTORY INSTRUMENTS

2014 No.

The Marriage and Civil Partnership (Scotland) Act
2014 and Civil Partnership Act 2004 (Consequential
Provisions and Modifications) Order 2014

PART 5

MARRIAGE OVERSEAS

CHAPTER 1

General

No duty to opt-in etc.: overseas same sex forces marriage

- 14.—(1) This article applies in the case of a forces marriage of a same sex couple—
- (a) which takes place in a country or territory outside the United Kingdom;
 - (b) which takes place according to religious rites and usages under article 12 of the Overseas Marriage Order; and
 - (c) where Scotland is the relevant part of the United Kingdom.
- (2) For the avoidance of doubt, nothing in this Order so far as it makes provision as to the person who may solemnise marriages of persons of the same sex imposes a duty—
- (a) on any relevant governing authority to give consent in respect of a marriage to which this article applies;
 - (b) on any person to become an authorised person (within the meaning of paragraph 12(2)(a) of Schedule 6 to the 2013 Act and article 12 of the Overseas Marriage Order) in respect of such a marriage;
 - (c) on any authorised person to solemnise such a marriage.
- (3) In this article—
- “forces marriage” has the same meaning as in paragraph 12(2) of Schedule 6 to the 2013 Act; and
- “Overseas Marriage Order” means the Overseas Marriage (Armed Forces) Order 2014(1).