

DRAFT STATUTORY INSTRUMENTS

**2015 No.**

**MARRIAGE, SCOTLAND  
CIVIL PARTNERSHIP, SCOTLAND  
IMMIGRATION**

The Referral and Investigation of Proposed Marriages  
and Civil Partnerships (Scotland) Order 2015

*Made* - - - - *\*\*\**  
*Coming into force* *1st March 2015*

THE REFERRAL AND INVESTIGATION  
OF PROPOSED MARRIAGES AND CIVIL  
PARTNERSHIPS (SCOTLAND) ORDER 2015

1. Citation and commencement and transitional and saving provisions
2. Extension of referral and investigation scheme  
Signature

SCHEDULE 1 — Amendments to the Marriage (Scotland) Act 1977

1. The Marriage (Scotland) Act 1977 is amended as follows.
2. After section 3 (notice of intention to marry) insert— Additional...
3. After Schedule 1 (degrees of relationship) insert— SCHEDULE 1A  
Modifications if...
4. In section 4 (marriage notice book) after subsection (5) insert—...
5. In section 6 (Marriage Schedule)— (a) after subsection (4) insert—...
6. After section 6 insert— Marriage notice: false information or evidence...
7. In section 19 (marriage ceremony and registration of marriage), after...
8. In section 26(2) (interpretation)— (a) before the definition of  
“annulment”...

SCHEDULE 2 — Amendments to the Asylum and Immigration (Treatment of  
Claimants, etc.) Act 2004

1. Section 21 of the Asylum and Immigration (Treatment of Claimants,...
2. For subsection (1) substitute— (1) This section applies to a...

3. For subsection (5) substitute— (5) In this section—

SCHEDULE 3 — Amendments to the Civil Partnership Act 2004

1. The Civil Partnership Act 2004 is amended as follows.
2. After section 88 insert— Additional information if party not relevant...
3. After Schedule 10 (forbidden degrees of relationship) insert— SCHEDULE 10A...
4. In section 89 (civil partnership notice book), after subsection (3)...
5. (1) Section 91 (early registration) is amended as follows.
6. After section 94 insert— Notice of proposed civil partnership: false...
7. In section 126(1) (regulations) after “Chapters 2” insert “(except in...
8. In section 135(1) (interpretation) in the appropriate places insert—

SCHEDULE 4 — Amendments to the Immigration Act 2014

1. The Immigration Act 2014 is amended as follows.
2. In section 48 (decision whether to investigate)—
3. In section 50(11) (conduct of investigation) after the definition of...
4. (1) Section 62(1) (interpretation of Part 4) is amended as...

SCHEDULE 5 — Information

PART 1 — General provisions

1. Interpretation
  2. Limitations on powers
  3. No breach of confidentiality etc
  4. Retention, copying and disposal of documents
  5. Saving for existing powers
- PART 2 — Disclosure of information etc where proposed marriage or civil partnership referred to Secretary of State
6. (1) This paragraph applies if— (a) a district registrar refers...
- PART 3 — Disclosure of information etc for immigration purposes etc
7. Disclosures by registration officials
  8. A registration official may disclose to another registration official—
  9. Disclosures by the Secretary of State

Explanatory Note