



# Domicile and Matrimonial Proceedings Act 1973

## 1973 CHAPTER 45

### PART I

#### DOMICILE

##### *Husband and wife*

#### **1 Abolition of wife's dependent domicile.**

- (1) Subject to subsection (2) below, the domicile of a married woman as at any time after the coming into force of this section shall, instead of being the same as her husband's by virtue only of marriage, be ascertained by reference to the same factors as in the case of any other individual capable of having an independent domicile.
- (2) Where immediately before this section came into force a woman was married and then had her husband's domicile by dependence, she is to be treated as retaining that domicile (as a domicile of choice, if it is not also her domicile of origin) unless and until it is changed by acquisition or revival of another domicile either on or after the coming into force of this section.
- (3) This section extends to England and Wales, Scotland and Northern Ireland.

#### **2** .....<sup>F1</sup>

#### **Textual Amendments**

**F1** S. 2 repealed by Family Law Act 1986 (c. 55, SIF 49:3), s. 68(2), Sch. 2

**Status:**

Point in time view as at 31/10/2013.

**Changes to legislation:**

There are currently no known outstanding effects for the Domicile and Matrimonial Proceedings Act 1973, Cross Heading: Husband and wife.