



# Marriage Act 1949

1949 CHAPTER 76 12 13 and 14 Geo 6

## PART VI

### GENERAL

#### 79 Repeals and savings.

- (1) The Acts specified in Part I of the Fifth Schedule to this Act, and the Measures of the Church Assembly specified in Part II of that Schedule, are hereby repealed to the extent specified in relation thereto in the third column of that Schedule.
- (2) Any banns published, licence or certificate issued, notice, consent, authorisation or direction given, Order in Council, rules, order, declaration, return, appointment or entry made, registration effected, caveat entered or other thing done under any enactment repealed by this Act shall, if in force at the commencement of this Act, continue in force, and have effect as if published, issued, given, made, effected, entered or done under the corresponding provision of this Act.
- (3) Where a period of time specified in any enactment repealed by this Act is current at the commencement of this Act, this Act shall have effect as if the corresponding provision thereof had been in force when that period began to run.
- (4) Any document referring to an enactment repealed by this Act shall be construed as referring to the corresponding provision of this Act.
- (5) Nothing in this Act shall affect any law or custom relating to the marriage of members of the Royal Family.
- (6) Nothing in this Act shall affect the right of the Archbishop of Canterbury or any other person by virtue of the <sup>M1</sup>Ecclesiastical Licences Act, 1533, to grant special licences to marry at any convenient time or place, or affect the validity of any marriage solemnized on the authority of such a licence.
- (7) Nothing in this Act shall affect the validity of any marriage solemnized before the commencement of this Act.

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*Changes to legislation: There are currently no known outstanding effects for the Marriage Act 1949, Section 79. (See end of Document for details)*

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- (8) Nothing in this Act shall affect any authority given under section three of the <sup>M2</sup>Marriage Act, 1823, before the repeal thereof for the publication of banns and the solemnization of marriages in any chapel, or affect the operation of section four of that Act in relation to that chapel.
- (9) Nothing in this Act shall affect any right, title, estate, interest, will, claim, payment, commutation, composition, discharge, settlement or other thing, or the devolution or distribution of any property which, by virtue of section two of the <sup>M3</sup>Deceased Wife's Sister's Marriage Act, 1907, was not affected by the Marriage (Prohibited Degrees of Relationship) Acts, 1907 to 1931.
- (10) Nothing in this Act shall enable any proceedings to be taken in an ecclesiastical court which could not have been taken if this Act had not been passed.
- (11) Nothing in this Act shall require any caution or security to be given which would not have required to be given if this Act had not been passed.
- (12) Nothing in this Act shall affect any power to extend a Measure of the Church Assembly to the Channel Islands or affect any such Measure which has been so extended.
- (13) Nothing in the foregoing provisions of this section shall be taken as prejudicing the operation of section thirty-eight of the <sup>M4</sup>Interpretation Act, 1889 (which relates to the effect of repeals).

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**Marginal Citations**

- M1** 1533 c. 21.  
**M2** 1823 c. 76.  
**M3** 1907 c. 47.  
**M4** 1889 c. 63.

**Changes to legislation:**

There are currently no known outstanding effects for the Marriage Act 1949, Section 79.