

SCHEDULE 1

MEANING OF MARRIAGE AND RELATED EXPRESSIONS: SCOTLAND

PART 2

GENERAL INTERPRETATION

Interpretation: new Scottish legislation

3.—(1) This paragraph applies to provision made by—

- (a) this order; or
- (b) new Scottish legislation.

(2) The following expressions have the meanings given—

- (a) “husband” includes a man who is married to another man;
- (b) “wife” includes a woman who is married to another woman;
- (c) “widower” includes a man whose marriage to another man ended with the other man’s death;
- (d) “widow” includes a woman whose marriage to another woman ended with the other woman’s death,

and related expressions are to be construed accordingly.

(3) A reference to marriage of same sex couples is a reference to—

- (a) marriage between two men; or
- (b) marriage between two women.

(4) A reference to a marriage of a same sex couple is a reference to—

- (a) a marriage between two men; or
- (b) a marriage between two women.

(5) A reference to a same sex couple who are not married but are living together as a married couple is a reference to—

- (a) two men who are not married but are living together as a married couple; or
- (b) two women who are not married but are living together as a married couple.

(6) This paragraph does not limit paragraph 1(1) or (2).

Commencement Information

II Sch. 1 para. 3 in force at 16.12.2014, see [art. 1\(2\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Marriage and Civil Partnership (Scotland) Act 2014 and Civil Partnership Act 2004 (Consequential Provisions and Modifications) Order 2014. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- art. 6(1A) inserted by [S.I. 2019/1514 reg. 10\(3\)\(b\)](#)