



Application of Enactments Ordinance 1954 (FLK No.13 of 1954)

Application of Colony Laws Ordinance 1955 (DS No.1 of 1955)

Marriage Act 1949

UK Legis LINK as originally enacted	Marriage Act 1949 c.76
English commencement	1 January 1950
English status	In force (amended)
AEO Schedule No.	57
Date applied in SGSSI:	1 November 1954
Extent of application:	Sections 1 & 2 and Schedule 1.

Marriage Act 1949

CHAPTER 76

An Act to consolidate certain enactments relating to the solemnization and registration of marriages in England with such corrections and improvements as may be authorised under the Consolidation of Enactments (Procedure) Act, 1949.

[24th November 1949.]

Be it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :—

1 Marriages within prohibited degrees

(1) A marriage solemnized between a man and any of the persons mentioned in

the first column of Part I of the First Schedule to this Act, or between a woman and any of the persons mentioned in the second column of the said Part I, shall be void.

- (2) A marriage solemnized between a man and any of the persons mentioned in the first column of Part II of the said First Schedule, or between a woman and any of the persons mentioned in the second column of the said Part II, shall not be void or voidable by reason only of affinity.
- (3) A marriage which by virtue of the last foregoing subsection is not void or voidable if solemnized after the decease of any person shall be void if solemnized during the lifetime of that person.

2 Marriage of persons under sixteen

A marriage solemnized between persons either of whom is under the age of sixteen shall be void.

First Schedule

KINDRED AND AFFINITY

PART 1

Prohibited degrees of relationship

Mother	Father
Daughter	Son
Father's mother	Father's father
Mother's mother	Mother's father
Son's daughter	Son's son
Daughter's daughter	Daughter's son
Sister	Brother
Wife's mother	Husband's father
Wife's daughter	Husband's son
Father's wife	Mother's husband

Son's wife	Daughter's husband
Father's father's wife	Father's mother's husband
Mother's father's wife	Mother's mother's husband
Wife's father's mother	Husband's father's father
Wife's mother's mother	Husband's mother's father
Wife's son's daughter	Husband's son's son
Wife's daughter's daughter	Husband's daughter's son
Son's son's wife	Son's daughter's husband
Daughter's son's wife	Daughter's daughter's husband
Father's sister	Father's brother
Mother's sister	Mother's brother
Brother's daughter	Brother's son
Sister's daughter	Sister's son

PART II

Statutory exceptions from prohibited degrees of relationship

Deceased wife's sister	Deceased sister's husband
Deceased brother's wife	Deceased husband's brother
Deceased wife's brother's daughter	Father's deceased sister's husband
Deceased wife's sister's daughter	Mother's deceased sister's husband
Father's deceased brother's wife	Deceased husband's brother's son
Mother's deceased brother's wife	Deceased husband's sister's son
Deceased wife's father's sister	Brother's deceased daughter's husband
Deceased wife's mother's sister	Sister's deceased daughter's husband
Brother's deceased son's wife	Deceased husband's father's brother
Sister's deceased son's wife	Deceased husband's mother's brother

Notes:

1. Please see www.legislation.gov.uk website for the original Act and subsequent amendments and then consider it in the light of extent of application noted above and the Principal Adaptive Provisions.
2. South Georgia and the South Sandwich Islands now has its own marriage laws – some of which provisions supersede what is stated here.

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