
Status: Point in time view as at 04/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Gender Recognition Act 2004, Part 3. (See end of Document for details)

SCHEDULES

SCHEDULE 4

EFFECT ON MARRIAGE

PART 3

NORTHERN IRELAND

Family Law (Miscellaneous Provisions) (Northern Ireland) Order 1984 (S.I. 1984/1984 (N.I. 14))

8 In Article 18 of the Family Law (Miscellaneous Provisions) (Northern Ireland) Order 1984 (restrictions on marriage), after paragraph (2D) insert—

“(2DA) Paragraph (2D) and Parts 2 and 3 of the Table in paragraph (1) have effect subject to the following modifications in the case of a party to a marriage whose gender has become the acquired gender under the Gender Recognition Act 2004 (“the relevant person”).

(2DB) Any reference in those provisions to a former wife or former husband of the relevant person includes (respectively) any former husband or former wife of the relevant person.

(2DC) And—

(a) the reference in paragraph (2D)(b) to the relevant person’s son’s mother is to the relevant person’s son’s father if the relevant person is the son’s mother, and

(b) the reference in paragraph (2D)(d) to the relevant person’s daughter’s father is to the relevant person’s daughter’s mother if the relevant person is the daughter’s father.”

Matrimonial Causes (Northern Ireland) Order 1978 (S.I. 1978/1045 (N.I. 15))

9 The Matrimonial Causes (Northern Ireland) Order 1978 is amended as follows.

10 In Article 14 (grounds on which a marriage celebrated after the commencement of that Article is voidable), insert at the end—

“(h) that the respondent is a person whose gender at the time of the marriage had become the acquired gender under the Gender Recognition Act 2004.”

11 In Article 16(2), (3) and (4) (bars to relief), for “or (f)” substitute “, (f) or (h) ”.

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