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**Changes to legislation:** There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Cross Heading: Northern Ireland. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 2

#### EXTRA-TERRITORIAL MATTERS

#### PART 1

##### ENGLISH AND WELSH MARRIAGES OF SAME SEX COUPLES: TREATMENT IN SCOTLAND AND NORTHERN IRELAND

###### *Northern Ireland*

- 2 (1) Under the law of Northern Ireland, a marriage of a same sex couple under the law of England and Wales is to be treated as a civil partnership formed under the law of England and Wales (and accordingly, the spouses are to be treated as civil partners).
- [<sup>F1</sup>(1A) Sub-paragraph (1) does not apply on or after 13th January 2020 except for the purposes of proceedings commenced before that date under Chapter 2 of Part 4, or section 191, of the Civil Partnership Act 2004 (dissolution, nullity and other proceedings in Northern Ireland in respect of civil partnerships, and property disputes between civil partners).]
- (2) The Secretary of State may by order—
- (a) provide for the treatment of a marriage as a civil partnership (by virtue of sub-paragraph (1)) to have effect subject to provision made by the order;
  - (b) specify cases in which a marriage is not to be treated as a civil partnership by virtue of sub-paragraph (1).

#### Textual Amendments

- F1** Sch. 2 para. 2(1A) inserted (13.1.2020) by [The Marriage \(Same-sex Couples\) and Civil Partnership \(Opposite-sex Couples\) \(Northern Ireland\) Regulations 2019 \(S.I. 2019/1514\)](#), regs. 1(2), **10(3)(a)** (with regs. 6-9, 10(4))

#### Commencement Information

- I1** Sch. 2 para. 2(1) in force at 13.3.2014 by [S.I. 2014/93](#), **art. 3(h)**
- I2** Sch. 2 para. 2(2) in force at 31.10.2013 by [S.I. 2013/2789](#), **art. 3(d)**

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