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**Changes to legislation:** There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Paragraph 43. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 7

#### TRANSITIONAL AND CONSEQUENTIAL PROVISION ETC

#### PART 2

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Equality Act 2010 (c. 15)*

- 43 (1) Section 23 (comparison by reference to circumstances) is amended in accordance with this paragraph.
- (2) Subsection (3): after “married” insert “ to a person of the opposite sex ”.
- (3) After subsection (3) insert—
- “(4) If the protected characteristic is sexual orientation, the fact that one person (whether or not the person referred to as B) is married to a person of the same sex while another is married to a person of the opposite sex is not a material difference between the circumstances relating to each case.”.

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#### **Commencement Information**

**II** Sch. 7 para. 43 in force at 13.3.2014 by S.I. 2014/93, art. 3(k)(iv)

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