



Family Law (Scotland) Act 2006

2006 asp 2

Application of 1981 Act to cohabiting couples of same sex

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- (1) Section 18 of the 1981 Act (occupancy rights of cohabiting couples) shall be amended in accordance with subsections (2) and (3).
- (2) In subsection (1)—
 - (a) after “wife” there shall be inserted “or two persons of the same sex are living together as if they were civil partners”;
 - (b) after “wife (”, there shall be inserted “in either case”; and
 - (c) for “man and the woman” there shall be substituted “entitled partner and the non-entitled partner”.
- (3) In subsection (2)—
 - (a) for “a man and a woman” there shall be substituted “two persons”; and
 - (b) in paragraph (b), for the words from “are” to the end of that paragraph there shall be substituted “is any child—
 - (i) of whom they are the parents; or
 - (ii) who they have treated as a child of theirs.”.