

## **Executive Note**

### **The Family Law (Scotland) Act 2006 (Consequential Modifications) Order 2006 S.,S.I. 2006/384**

The above instrument is made in exercise of the powers conferred by section 44(1) of the Family Law (Scotland) Act 2006. This instrument is subject to affirmative resolution procedure.

## **Policy Objective**

The purpose of the instrument is to make consequential amendments to primary legislation to take account of the provisions of the Family Law (Scotland) Act 2006.

The Family Law (Scotland) Act 2006 received Royal Assent on 20 January. The Act introduces a range of reforms to family law and includes provisions on marriage, divorce, cohabitation and the parental responsibilities and rights of unmarried fathers. Section 44 of the Act gives Scottish Ministers an Order making power to make consequential, transitional or savings provisions as they consider appropriate to give full effect to the Act.

The Family Law (Scotland) Act 2006 (Consequential Modifications) Order 2006 provides for consequential amendments to be made to the following items of primary legislation:

- Succession (Scotland) Act 1964
- Law Reform (Miscellaneous Provisions) (Scotland) Act 1968
- Marriage (Scotland) Act 1977
- Matrimonial Homes (Family Protection) (Scotland) Act 1981
- Foster Children (Scotland) Act 1984
- Civil Partnership Act 2004
- Family Law (Scotland) Act 1985

## **Financial Effects**

This instrument has no financial effects on the Scottish Executive, local government or on business.

Scottish Executive, Justice Department  
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