
Changes to legislation: Civil Partnership Act 2004, Paragraph 15 is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 28

CONSEQUENTIAL AMENDMENTS: SCOTLAND

PART 2

AMENDMENTS OF THE FAMILY LAW (SCOTLAND) ACT 1985 (C. 37)

- 15 (1) Amend section 9 (principles to be applied in deciding what order if any to make for financial provision) as follows.
- (2) In subsection (1)—
- (a) in paragraph (a), at the end insert “ or as the case may be the net value of the partnership property should be so shared between the partners in the civil partnership ”,
 - (b) in paragraph (b), for “party” (in each place) substitute “ person ”,
 - (c) in paragraph (c), the existing words “after divorce, for a child of the marriage under the age of 16 years” become sub-paragraph (i), after that sub-paragraph insert—
 - “(ii) after dissolution of the civil partnership, for a child under that age who has been accepted by both partners as a child of the family,”and for “parties” substitute “ persons ”,
 - (d) in paragraph (d), for “party” (in both places) substitute “ person ”, the existing words “the date of the decree of divorce, to the loss of that support on divorce” become sub-paragraph (i) and after that sub-paragraph insert—
 - “(ii) the date of the decree of dissolution of the civil partnership, to the loss of that support on dissolution,” and
 - (e) in paragraph (e), for “party” substitute “ person ”, after first “divorce” insert “ or of the dissolution of the civil partnership, ” and after second “divorce” insert “ or dissolution ”.
- (3) In subsection (2), in the definitions of “economic advantage” and “contributions”, after “marriage” insert “ or civil partnership ”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 102(8A) inserted by [2023 asp 3 s. 56\(2\)](#)
- s. 103(10) inserted by [2023 asp 3 s. 56\(5\)](#)
- s. 108(5) inserted by [2023 asp 3 s. 56\(8\)](#)
- s. 213(1A) inserted by [2013 c. 30 Sch. 2 para. 5\(2\)](#)