
Changes to legislation: Civil Partnership Act 2004, Paragraph 26 is up to date with all changes known to be in force on or before 18 March 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)

- 26 (1) In section 22 (expenses of action)—
- (a) for “party to a marriage” substitute “ person ”,
 - (b) for paragraph (a) substitute—
 - “(a) an action for aliment brought—
 - (i) by either party to a marriage, or
 - (ii) by either party in a civil partnership,on his own behalf against the other party or partner,”
 - (c) in paragraph (b), after “separation” insert “ (whether of the parties to a marriage or the civil partners in a civil partnership) ”,
 - (d) after paragraph (b) insert—
 - “(bb) an action for dissolution of a civil partnership, declarator that a civil partnership exists or declarator of nullity of a civil partnership,” and
 - (e) after fifth “marriage” insert “ or the other partner in the 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\(2\)](#)