



# Family Law Act 1996

## 1996 CHAPTER 27

### PART II

#### DIVORCE AND SEPARATION

PROSPECTIVE

#### *Court orders*

#### <sup>F12</sup> **Divorce and separation.**

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##### **Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

#### <sup>F13</sup> **Circumstances in which orders are made.**

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##### **Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

#### <sup>F14</sup> **Conversion of separation order into divorce order.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

PROSPECTIVE

*Marital breakdown*

**F15 Marital breakdown.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

**F16 Statement of marital breakdown.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

VALID FROM 13/05/2014

*Reflection and consideration*

PROSPECTIVE

**F17 Period for reflection and consideration.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

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PROSPECTIVE

**<sup>F1</sup>8 Attendance at information meetings.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), ss. **18(1)**, **139(4)**

**9 Arrangements for the future.**

- (1) The requirements as to the parties' arrangements for the future are as follows.
- (2) One of the following must be produced to the court—
  - (a) a court order (made by consent or otherwise) dealing with their financial arrangements;
  - (b) a negotiated agreement as to their financial arrangements;
  - (c) a declaration by both parties that they have made their financial arrangements;
  - (d) a declaration by one of the parties (to which no objection has been notified to the court by the other party) that—
    - (i) he has no significant assets and does not intend to make an application for financial provision;
    - (ii) he believes that the other party has no significant assets and does not intend to make an application for financial provision; and
    - (iii) there are therefore no financial arrangements to be made.
- (3) <sup>F2</sup> .....
- (4) <sup>F2</sup> .....
- (5) The requirements of section 11 must have been satisfied.
- (6) Schedule 1 supplements the provisions of this section.
- (7) If the court is satisfied, on an application made by one of the parties after the end of the period for reflection and consideration, that the circumstances of the case are—
  - (a) those set out in paragraph 1 of Schedule 1,
  - (b) those set out in paragraph 2 of that Schedule,
  - (c) those set out in paragraph 3 of that Schedule, or
  - (d) those set out in paragraph 4 of that Schedule,it may make a divorce order or a separation order even though the requirements of subsection (2) have not been satisfied.

<sup>F3</sup>(8) .....

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#### Textual Amendments

- F2** S. 9(3)(4) repealed (24.2.2003) by 2002 c. 27, ss. 1(7), 2(2); S.I. 2003/186, **art. 2**  
**F3** S. 9(8) repealed (1.12.2000) by 1999 c. 30, s. 88, **Sch. 13 Pt. II**; S.I. 2000/1116, **art. 2(g)**

PROSPECTIVE

### *Orders preventing divorce*

#### **<sup>F1</sup>10** Hardship: orders preventing divorce.

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#### Textual Amendments

- F1** Pt. II repealed (except for s. 22) (13.5.2014) by Children and Families Act 2014 (c. 6), **ss. 18(1), 139(4)**

PROSPECTIVE

### *Welfare of children*

#### **<sup>F1</sup>11** Welfare of children.

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#### Textual Amendments

- F1** Pt. II repealed (except for s. 22) (13.5.2014) by Children and Families Act 2014 (c. 6), **ss. 18(1), 139(4)**

PROSPECTIVE

### *Supplementary*

#### **<sup>F1</sup>12** Rules about procedure

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

PROSPECTIVE

*Resolution of disputes*

**<sup>F1</sup>13** **Directions with respect to mediation.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

**<sup>F1</sup>14** **Adjournments.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

PROSPECTIVE

*Financial provision*

**<sup>F1</sup>15** **Financial arrangements.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

**<sup>F4</sup>16** .....

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**Textual Amendments**

**F4** S. 16 repealed (1.12.2000) by 1999 c. 30, s. 88, **Sch. 13 Pt. II**; S.I. 2000/1116, **art. 2(g)**

**F5** **17** .....

**Textual Amendments**

**F5** S. 17 repealed (6.4.2002) by 1999 c. 30, s. 88, **Sch. 13 Pt. II**; S.I. 2001/4049, **art. 2(3)(c)**

**F1** **18** **Grounds for financial provision orders in magistrates’ courts.**  
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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by **Children and Families Act 2014 (c. 6), ss. 18(1), 139(4)**

PROSPECTIVE

*Jurisdiction and commencement of proceedings*

**F1** **19** **Jurisdiction in relation to divorce and separation.**  
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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by **Children and Families Act 2014 (c. 6), ss. 18(1), 139(4)**

**F1** **20** **Time when proceedings for divorce or separation begin.**  
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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by **Children and Families Act 2014 (c. 6), ss. 18(1), 139(4)**

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PROSPECTIVE

*Intestacy*

**<sup>F1</sup>21 Intestacy: effect of separation.**

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**Textual Amendments**

**F1** Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\), ss. 18\(1\), 139\(4\)](#)

*Marriage support services*

**22 Funding for marriage support services.**

- (1) The [<sup>F6</sup>Secretary of State] may, with the approval of the Treasury, make grants in connection with—
  - (a) the provision of marriage support services;
  - (b) research into the causes of marital breakdown;
  - (c) research into ways of preventing marital breakdown.
- (2) Any grant under this section may be made subject to such conditions as the [<sup>F6</sup>Secretary of State] considers appropriate.
- (3) In exercising his power to make grants in connection with the provision of marriage support services, the [<sup>F6</sup>Secretary of State] is to have regard, in particular, to the desirability of services of that kind being available when they are first needed.

**Textual Amendments**

**F6** Words in s. 22 substituted (12.1.2004) by [The Transfer of Functions \(Children, Young People and Families\) Order 2003 \(S.I. 2003/3191\), art. 6, Sch. para. 2](#)

**Modifications etc. (not altering text)**

**C1** S. 22: functions transferred (12.1.2004) by [The Transfer of Functions \(Children, Young People and Families\) Order 2003 \(S.I. 2003/3191\), arts. 3, 4](#)

PROSPECTIVE

**<sup>F1</sup>23 Provision of marriage counselling.**

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**Textual Amendments**  
F1 Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

PROSPECTIVE

*Interpretation*

**F1 24 Interpretation of Part II etc.**

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**Textual Amendments**  
F1 Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**

**F1 25 Connected proceedings.**

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**Textual Amendments**  
F1 Pt. II repealed (except for s. 22) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(1), 139(4)**



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