

Changes to legislation: There are currently no known outstanding effects for the Presumption of Death Act 2013, SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2 **E+W**

Section 16

AMENDMENT OF PROVISIONS ABOUT PRESUMPTION OF DEATH

Matrimonial Causes Act 1973 (c. 18)

- 1 Omit section 19 of the Matrimonial Causes Act 1973 (presumption of death and dissolution of marriage).

Commencement Information

II Sch. 2 para. 1 in force at 1.10.2014 by S.I. 2014/1810, art. 2 (with art. 3(1)(2))

Domicile and Matrimonial Proceedings Act 1973 (c. 45)

- 2 In section 5 of the Domicile and Matrimonial Proceedings Act 1973 (jurisdiction of High Court and county courts), omit—
- (a) subsection (1)(b) (and the “and” before it);
 - (b) subsection (4).

Commencement Information

I2 Sch. 2 para. 2 in force at 1.10.2014 by S.I. 2014/1810, art. 2

Civil Partnership Act 2004 (c. 33)

- 3 (1) Section 222 of the Civil Partnership Act 2004 (proceedings for presumption of death order) is amended as follows.
- (2) After “presumption of death order” insert “ on an application made by a civil partner ”.
- (3) Omit paragraphs (a) and (b).
- (4) After those paragraphs insert—
- “(ba) at the time the application is made, the High Court does not have jurisdiction to entertain an application by that civil partner under section 1 of the Presumption of Death Act 2013 for a declaration that the other civil partner is presumed to be dead, and”.

Commencement Information

I3 Sch. 2 para. 3 in force at 1.10.2014 by S.I. 2014/1810, art. 2 (with art. 3(1)(3))

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Consequential repeal

- 4 In consequence of the repeal in paragraph 1, omit paragraph 7 of Schedule 8 to the Family Law Act 1996.

Commencement Information

I4 Sch. 2 para. 4 in force at 1.10.2014 by S.I. 2014/1810, art. 2

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