
STATUTORY INSTRUMENTS

1998 No. 1071

**Family Homes and Domestic Violence
(Northern Ireland) Order 1998**

Further provisions relating to occupation and non-molestation orders

Evidence of agreement to marry^[F1] or form a civil partnership]

22.—(1) Subject to paragraph (2), the court shall not make an order under Article 11 or 20 by virtue of Article 3(3)(e) unless there is produced to it evidence in writing of the existence of the agreement to marry.

(2) Paragraph (1) does not apply if the court is satisfied that the agreement to marry was evidenced by—

- (a) the gift of an engagement ring by one party to the agreement to the other in contemplation of their marriage, or
- (b) a ceremony entered into by the parties in the presence of one or more other persons assembled for the purpose of witnessing the ceremony.

^[F1](3) Subject to paragraph (4), the court shall not make an order under Article 11 or 20 by virtue of Article 3(3)(eza) unless there is produced to it evidence in writing of the existence of the civil partnership agreement (within the meaning of the Civil Partnership Act 2004).

(4) Paragraph (3) does not apply if the court is satisfied that the civil partnership agreement was evidenced by—

- (a) a gift by one party to the agreement to the other as a token of the agreement, or
- (b) a ceremony entered into by the parties in the presence of one or more other persons assembled for the purpose of witnessing the ceremony.]

F1 2004 c.33

Changes to legislation:

Family Homes and Domestic Violence (Northern Ireland) Order 1998, Section 22 is up to date with all changes known to be in force on or before 31 May 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.

[View outstanding changes](#)

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

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

- art. 2(3)(j) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 52\(b\)](#)
- art. 3(7)(8) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 53\(c\)](#)