



Family Law Act 1986

1986 CHAPTER 55

PART III

DECLARATIONS OF STATUS

58 General provisions as to the making and effect of declarations.

- (1) Where on an application for a declaration under this Part the truth of the proposition to be declared is proved to the satisfaction of the court, the court shall make that declaration unless to do so would manifestly be contrary to public policy.
- (2) Any declaration made under this Part shall be binding on Her Majesty and all other persons.
- (3) The court, on the dismissal of an application for a declaration under this Part, shall not have power to make any declaration for which an application has not been made.
- (4) No declaration which may be applied for under this Part may be made otherwise than under this Part by any court.
- (5) No declaration may be made by any court, whether under this Part or otherwise—
 - (a) that a marriage was at its inception void;
 - (b) that any person is or was illegitimate.
- (6) Nothing in this section shall effect the powers of any court to grant a decree of nullity of marriage.

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

Family Law Act 1986, Section 58 is up to date with all changes known to be in force on or before 02 July 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.