



Family Law Act 1996

1996 CHAPTER 27

PART II

DIVORCE AND SEPARATION

Marital breakdown

6 Statement of marital breakdown

- (1) A statement under section 5(1)(a) is to be known as a statement of marital breakdown; but in this Part it is generally referred to as “a statement”.
- (2) If a statement is made by one party it must also state that that party—
 - (a) is aware of the purpose of the period for reflection and consideration as described in section 7; and
 - (b) wishes to make arrangements for the future.
- (3) If a statement is made by both parties it must also state that each of them—
 - (a) is aware of the purpose of the period for reflection and consideration as described in section 7; and
 - (b) wishes to make arrangements for the future.
- (4) A statement must be given to the court in accordance with the requirements of rules made under section 12.
- (5) A statement must also satisfy any other requirements imposed by rules made under that section.
- (6) A statement made at a time when the circumstances of the case include any of those mentioned in subsection (7) is ineffective for the purposes of this Part.
- (7) The circumstances are—
 - (a) that a statement has previously been made with respect to the marriage and it is, or will become, possible—
 - (i) for an application for a divorce order, or

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- (ii) for an application for a separation order,
to be made by reference to the previous statement;
- (b) that such an application has been made in relation to the marriage and has not
been withdrawn;
- (c) that a separation order is in force.