



# Civil Partnership Act 2004

## 2004 CHAPTER 33

### PART 5

#### CIVIL PARTNERSHIP FORMED OR DISSOLVED ABROAD ETC.

### CHAPTER 2

#### OVERSEAS RELATIONSHIPS TREATED AS CIVIL PARTNERSHIPS

#### **212 Meaning of “overseas relationship”**

- (1) For the purposes of this Act an overseas relationship is a relationship which—
- (a) is either a specified relationship or a relationship which meets the general conditions, and
  - (b) is registered (whether before or after the passing of this Act) with a responsible authority in a country or territory outside the United Kingdom, by two people—
    - (i) who under the relevant law are of the same sex at the time when they do so, and
    - (ii) neither of whom is already a civil partner or lawfully married.

[<sup>F1</sup>(1A) But, for the purposes of the application of this Act to England and Wales, marriage is not an overseas relationship.]

- (2) In this Chapter, “the relevant law” means the law of the country or territory where the relationship is registered (including its rules of private international law).

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#### **Textual Amendments**

- F1** S. 212(1A) inserted (13.3.2014) by [The Marriage \(Same Sex Couples\) Act 2013 \(Consequential and Contrary Provisions and Scotland\) Order 2014 \(S.I. 2014/560\)](#), art. 1(2), [Sch. 1 para. 29\(2\)](#)

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*Status: Point in time view as at 01/03/2015. This version of this provision has been superseded.*

*Changes to legislation: Civil Partnership Act 2004, Section 212 is up to date with all changes known to be in force on or before 19 August 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. (See end of Document for details)*

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

- C1** S. 212 applied (with modifications) (E.W.) (5.12.2005) by [The Civil Partnership \(Treatment of Overseas Relationships\) Order 2005 \(S.I. 2005/3042\)](#), **art. 5**
- S. 212 applied (with modifications) (N.I.) (5.12.2005) by [The Civil Partnership \(Treatment of Overseas Relationships\) Order \(Northern Ireland\) 2005 \(S.R. 2005/531\)](#), **art. 5(1)**
- S. 212 applied (with modifications) (S.) (5.12.2005) by [The Civil Partnership \(Overseas Relationships\) \(Scotland\) Order 2005 \(S.S.I. 2005/573\)](#), **art. 3**

**Status:**

Point in time view as at 01/03/2015. This version of this provision has been superseded.

**Changes to legislation:**

Civil Partnership Act 2004, Section 212 is up to date with all changes known to be in force on or before 19 August 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.