



# Gender Recognition Act 2004

## 2004 CHAPTER 7

*Consequences of issue of gender recognition certificate etc.*

**[<sup>F1</sup>11B Change in gender of civil partner E+W+N.I.]**

- (1) This section applies in relation to a protected civil partnership if (by virtue of section 4(2)(c) or 4A) a full gender recognition certificate is issued to a party to the partnership.
- (2) The continuity of the protected civil partnership is not affected by the relevant change in gender.
- (3) If the protected civil partnership is a protected overseas relationship—
  - (a) the continuity of the civil partnership continues by virtue of subsection (2) notwithstanding any impediment under the relevant law;
  - (b) the relevant law is not affected by the continuation of the civil partnership by virtue of subsection (2).

(4) In this section—

“impediment” means anything which would affect the continuation of the overseas relationship merely by virtue of the relevant change in gender;

“relevant change in gender” means the change or changes in gender occurring by virtue of the issue of the full gender recognition certificate or certificates;

“relevant law”, in relation to the protected overseas relationship in question, has the same meaning as in Chapter 2 of Part 5 of the Civil Partnership Act 2004.]

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**Extent Information**

- E1** This version of this provision extends to England and Wales and Northern Ireland only; a separate version has been created for Scotland only

*Status: There are multiple versions of this provision on screen. These apply to different geographical extents. Skip to: E+W+N.I. - England, Wales and Northern Ireland extent S - Scotland extent*

*Changes to legislation: There are currently no known outstanding effects for the Gender Recognition Act 2004, Section 11B. (See end of Document for details)*

### Textual Amendments

- F1** S. 11B substituted: (E.W.) (2.12.2019) by [The Civil Partnership \(Opposite-sex Couples\) Regulations 2019 \(S.I. 2019/1458\)](#), regs. 1(2), **32** (with reg. 35); and substituted (N.I.) (13.1.2020) by [The Marriage \(Same-sex Couples\) and Civil Partnership \(Opposite-sex Couples\) \(Northern Ireland\) Regulations 2019 \(S.I. 2019/1514\)](#), regs. 1(2), **45(1)** (with regs. 6-9)

### [<sup>F2</sup>11B Change in gender of civil partner **S**

- (1) This section applies in relation to a protected civil partnership if (by virtue of section 4(2)(c) or 4A) a full gender recognition certificate is issued to a party to the partnership.
- (2) The continuity of the protected civil partnership is not affected by the relevant change in gender.

[<sup>F3</sup>(3) If the protected civil partnership is a protected overseas relationship—

- (a) the continuity of the civil partnership continues by virtue of subsection (2) notwithstanding any impediment under the relevant law;
- (b) the relevant law is not affected by the continuation of the civil partnership by virtue of subsection (2).]

(4) In this section—

“impediment” means anything which would affect the continuation of the overseas relationship merely by virtue of the relevant change in gender,

“relevant change in gender” means the change or changes in gender occurring by virtue of the issue of the full gender recognition certificate or certificates,

“relevant law”, in relation to the protected overseas relationship in question, has the same meaning as in Chapter 2 of Part 5 of the Civil Partnership Act 2004.]

### Extent Information

- E2** This version of this provision extends to Scotland only; a separate version has been created for England and Wales and Northern Ireland only

### Textual Amendments

- F2** S. 11B substituted (S.) (30.11.2021) by [Civil Partnership \(Scotland\) Act 2020 \(asp 15\)](#), s. 16, **sch. 2 para. 5(14)**; [S.S.I. 2021/351](#), reg. 2, sch. (with reg. 3)
- F3** S. 11B(3) substituted (S.) (27.1.2022) by [The Civil Partnership \(Scotland\) Act 2020 and Marriage and Civil Partnership \(Scotland\) Act 2014 \(Consequential Modifications\) Order 2022 \(S.I. 2022/74\)](#), art. 1, **Sch. 1 para. 1(3)**

**Status:**

There are multiple versions of this provision on screen. These apply to different geographical extents.

**Skip to:**

- E+W+N.I. - England, Wales and Northern Ireland extent
- S - Scotland extent

**Changes to legislation:**

There are currently no known outstanding effects for the Gender Recognition Act 2004, Section 11B.