



Presumption of Death Act 2013

2013 CHAPTER 13

Declaration of presumed death

3 Effect of declaration

- (1) A declaration under this Act is conclusive of—
 - (a) the missing person's presumed death, and
 - (b) the date and time of the death.
- (2) A declaration under this Act is effective against all persons and for all purposes, including for the purposes of—
 - (a) the acquisition of an interest in any property, and
 - (b) the ending of a marriage or civil partnership to which the missing person is a party.
- (3) But subsections (1) and (2) apply to a declaration only if—
 - (a) it has not been appealed against and the period for bringing an appeal has ended, or
 - (b) it has been appealed against and the appeal (and any further appeal) has been unsuccessful.
- (4) For the purposes of subsection (3), an appeal has been unsuccessful if—
 - (a) it has been dismissed or withdrawn, and
 - (b) any period for bringing a further appeal has ended.

Commencement Information

- II** S. 3 in force at 1.10.2014 by [S.I. 2014/1810, art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Presumption of Death Act 2013, Section 3.