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STATUTORY INSTRUMENTS

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**2005 No. 3042**

**The Civil Partnership (Treatment of Overseas Relationships) Order 2005**

**Transitional etc. provision relating to overseas relationships**

5.—(1) Section 212 of the Act of 2004 shall apply for the purpose of determining whether a relationship entered into before 5<sup>th</sup> December 2005 is an overseas relationship as though for the words in subsection (1)(b) from “and” to the end of the subsection there were substituted—

- “(ii) neither of whom is already lawfully married or a party to a recognised overseas relationship registered under the relevant law before the relationship concerned was entered into; and
- (iii) neither of whom is on 5<sup>th</sup> December 2005 a party to a marriage which on the date of its celebration was valid according to the law of England and Wales (including its rules of private international law).”.