

This Statutory Instrument revokes and replaces article 4 of [S.I. 2005/3042](#) and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

2005 No. 3284

CIVIL PARTNERSHIP, ENGLAND AND WALES

The Civil Partnership (Treatment of Overseas Relationships No.2) Order 2005

<i>Made</i>	- - - -	<i>28th November 2005</i>
<i>Laid before Parliament</i>		<i>30th November 2005</i>
<i>Coming into force</i>	- -	<i>5th December 2005</i>

The Lord Chancellor makes the following Order in exercise of the powers conferred by section 259 of the Civil Partnership Act 2004(1):

1.—(1) This Order may be cited as the Civil Partnership (Treatment of Overseas Relationships No.2) Order 2005 and shall come into force on 5th December 2005.

(2) In this Order “recognised overseas relationship” means an overseas relationship which is treated as a civil partnership pursuant to chapter 2 of Part 5 of the Civil Partnership Act 2004.

2.—(1) Where—

(a) a person is treated as a civil partner by virtue of having registered a recognised overseas relationship under the relevant law before 5th December 2005; and

(b) he has, before 5th December 2005, made a will,

section 18B of the Wills Act 1837(2) is not to apply to that will.

(2) Article 4 of the Civil Partnership (Treatment of Overseas Relationships) Order 2005(3) is revoked.

(1) [2004 c. 33](#).

(2) [1837 c. 26](#). Section 18B inserted by Civil Partnership Act 2004, Schedule 4, paragraphs 1 and 2.

(3) [S.I. 2005/3042](#)

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Lord Chancellor

Dated 28th November

Catherine M. Ashton
Parliamentary Under Secretary of State
Department for Constitutional Affairs

EXPLANATORY NOTE

(This note is not part of the Order)

This Order revokes and replaces article 4 of the Civil Partnership (Treatment of Overseas Relationships) Order 2005 ([S.I. 2005/3042](#)).

Article 2(1) saves a will made before 5th December 2005 by a person who has before that date formed an overseas relationship, from becoming invalid on recognition of that relationship as a civil partnership.