



Family Law (Scotland) Act 2006

2006 asp 2

Matrimonial homes

9 Amendment of definition of “matrimonial home”

In section 22 of the 1981 Act (interpretation) (which shall become subsection (1) of that section)—

- (a) in the definition of “matrimonial home”—
 - (i) after “means” there shall be inserted “subject to subsection (2),”; and
 - (ii) for the words “one spouse for that” there shall be substituted “a person for one”; and
- (b) at the end there shall be inserted—
 - “(2) If—
 - (a) the tenancy of a matrimonial home is transferred from one spouse to the other by agreement or under any enactment; and
 - (b) following the transfer, the spouse to whom the tenancy was transferred occupies the home but the other spouse does not, the home shall, on such transfer, cease to be a matrimonial home.”.