
Changes to legislation: Civil Partnership Act 2004, Cross Heading: Insolvency Act 1986 (c. 45) is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 27

MINOR AND CONSEQUENTIAL AMENDMENTS: GENERAL

Insolvency Act 1986 (c. 45)

- 112 In section 215 (proceedings under sections 213, 214), in subsection (3)(b), after “marriage” insert “ or the formation of a civil partnership ”.
- 113 In section 283A (bankrupt’s home ceasing to form part of estate), in subsection (1) —
- (a) in paragraph (b), after “spouse” insert “ or civil partner ”, and
 - (b) in paragraph (c), after “spouse” insert “ or former civil partner ”.
- 114 In section 313 (charge on bankrupt’s home), in subsection (1), after “former spouse” insert “ or by his civil partner or former civil partner ”.
- 115 In section 313A (low value home: application for sale, possession or charge), in subsection (1)—
- (a) in paragraph (a)(ii), after “spouse” insert “ or civil partner ”, and
 - (b) in paragraph (a)(iii), after “spouse” insert “ or former civil partner ”.
- 116 In section 329 (debts to spouse), in subsection (1), after “spouse” (in each place) insert “ or civil partner ”.
- 117 In section 332 (saving for bankrupt’s home), in subsection (1), after “former spouse” insert “ or by his civil partner or former civil partner ”.
- 118 In section 335A (rights under trusts of land), in subsection (2)(b)—
- (a) for “bankrupt’s spouse or former spouse” substitute “ bankrupt’s spouse or civil partner or former spouse or former civil partner ”, and
 - (b) in sub-paragraphs (i) and (ii), for “spouse or former spouse” substitute “ spouse, civil partner, former spouse or former civil partner ”.
- 119 In section 339 (transactions at an undervalue), in subsection (3)(b), after “marriage” insert “ or the formation of a civil partnership ”.
- 120 In section 366 (inquiry into bankrupt’s dealings and property), in subsection (1)(a), after “former spouse” insert “ or civil partner or former civil partner ”.
- 121 In section 423 (transactions defrauding creditors), in subsection (1)(b), after “marriage” insert “ or the formation of a civil partnership ”.
- 122 (1) Amend section 435 (meaning of “associate”) as follows.
- (2) For subsection (2) substitute—
- “(2) A person is an associate of an individual if that person is—
 - (a) the individual’s husband or wife or civil partner,
 - (b) a relative of—

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- (i) the individual, or
 - (ii) the individual’s husband or wife or civil partner, or
 - (c) the husband or wife or civil partner of a relative of—
 - (i) the individual, or
 - (ii) the individual’s husband or wife or civil partner.”
- (3) In subsection (3), after “husband or wife” insert “ or civil partner ”.
- (4) In subsection (8), at the end insert “ and references to a civil partner include a former civil partner ”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 102(8A) inserted by [2023 asp 3 s. 56\(2\)](#)
- s. 103(10) inserted by [2023 asp 3 s. 56\(5\)](#)
- s. 108(5) inserted by [2023 asp 3 s. 56\(8\)](#)
- s. 213(1A) inserted by [2013 c. 30 Sch. 2 para. 5\(2\)](#)