



# Family Law Act 1986

## 1986 CHAPTER 55

### PART I

#### CHILD CUSTODY

### CHAPTER III

#### JURISDICTION OF COURTS IN SCOTLAND

#### **8 Jurisdiction in independent proceedings.**

A court in Scotland may entertain an application for a [<sup>F1</sup>Part I order] otherwise than in matrimonial [<sup>F2</sup>or civil partnership] proceedings only if it has jurisdiction under section 9, 10, 12 or 15(2) of this Act.

#### **Textual Amendments**

- F1** Words in s. 8 substituted (14.10.1991) by [Children Act 1989](#) (c. 41, SIF 20), s. 108, [Sch. 13 para. 62\(2\)\(a\)](#) (with [Sch. 14 para. 1\(1\)](#)); S.I. 1991/828, [art. 3\(2\)](#)
- F2** Words in s. 8 inserted (5.12.2005) by [The Civil Partnership Act 2004 \(Consequential Amendments\)](#) (Scotland) Order 2005 (S.S.I. 2005/623), arts. 1, [13](#)

**Changes to legislation:**

Family Law Act 1986, Section 8 is up to date with all changes known to be in force on or before 18 March 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.

[View outstanding changes](#)

**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. 1(1)(ca)-(cc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 7](#)
- s. 2A(1)(1A) substituted for s. 2(1) by [1996 c. 27 Sch. 8 para. 37\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by Children and Families Act 2014 (c. 6), ss. 18(2)(e), 139(4))
- s. 19(1A)-(1C) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 8](#)
- s. 29A inserted by [2020 asp 16 s. 29\(2\)](#)
- s. 38(4) inserted by [1996 c. 27 Sch. 8 para. 37\(9\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by Children and Families Act 2014 (c. 6), ss. 18(2)(e), 139(4))