



# Law Reform (Parent and Child) (Scotland) Act 1986

## 1986 CHAPTER 9

### 1 <sup>[F1]</sup> Abolition of status of illegitimacy .] **S**

<sup>[F2]</sup> ( 1 ) No person whose status is governed by Scots law shall be illegitimate; and accordingly the fact that a person's parents are not or have not been married to each other shall be left out of account in—

- (a) determining the person's legal status; or
- (b) establishing the legal relationship between the person and any other person.]

(2) <sup>F3</sup>... Any reference (however expressed) in any enactment or deed to any relative shall, unless the contrary intention appears in the enactment or deed, be construed in accordance with subsection (1) above.

<sup>F4</sup>(3) .....

(4) Nothing in this section shall apply to the construction or effect of—

- (a) any enactment passed or made before the commencement of <sup>[F5]</sup> section 21 of the Family Law (Scotland) Act 2006 (asp 2) ];
- (b) any deed executed before such commencement;
- <sup>F6</sup>(c) .....

<sup>[F7]</sup>(5) In subsection (4), “ enactment ” includes an Act of the Scottish Parliament.

(6) It shall no longer be competent to bring an action for declarator of legitimacy, legitimation or illegitimacy.]

#### Textual Amendments

**F1** S. 1: title substituted (4.5.2006) by virtue of [Family Law \(Scotland\) Act 2006 \(asp 2\)](#), **ss. 21(3)**, 46(2); [S.S.I. 2006/212](#), [art. 2](#) (with [art. 4](#))

**F2** S. 1(1) substituted (4.5.2006) by [Family Law \(Scotland\) Act 2006 \(asp 2\)](#), **ss. 21(2)(a)**, 46(2); [S.S.I. 2006/212](#), [art. 2](#) (with [art. 4](#))

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**Changes to legislation:** There are currently no known outstanding effects for the Law Reform (Parent and Child) (Scotland) Act 1986, Section 1. (See end of Document for details)

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- F3** Words in s. 1(2) repealed (4.5.2006) by Family Law (Scotland) Act 2006 (asp 2), s. 46(2), **Sch. 3**; S.S.I. 2006/212, art. 2
- F4** S. 1(3) repealed (4.5.2006) by Family Law (Scotland) Act 2006 (asp 2), s. 46(2), **Sch. 3**; S.S.I. 2006/212, art. 2
- F5** Words in s. 1(4)(a) substituted (4.5.2006) by Family Law (Scotland) Act 2006 (asp 2), **ss. 21(2)(b)**, 46(2); S.S.I. 2006/212, art. 2 (with art. 4)
- F6** S. 1(4)(c) repealed (4.5.2006) by Family Law (Scotland) Act 2006 (asp 2), s. 46(2), **Sch. 3**; S.S.I. 2006/212, art. 2
- F7** S. 1(5)(6) added (4.5.2006) by Family Law (Scotland) Act 2006 (asp 2), **ss. 21(2)(c)**, 46(2); S.S.I. 2006/212, art. 2 (with arts. 4, 9)

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**Modifications etc. (not altering text)**

- C1** S. 1(1) excluded (1.11.1996) by 1995 c. 36, **s. 3(1)** (with s. 103(1)); S.I. 1996/2203, art. 3(3), **Sch.**
- C2** S. 1(1) applied (5.12.2005) by Civil Partnership Act 2004 (c. 33), **ss. 86(8)**, 263(3); S.S.I. 2005/604, art. 2(b)
- C3** S. 1(2) excluded (6.4.2003 with effect in accordance with s. 723(1)(a)(b)) by Income Tax (Earnings and Pensions) Act 2003 (c. 1), **ss. 721(6)(c)**, 723 (with Sch. 7)

**Changes to legislation:**

There are currently no known outstanding effects for the Law Reform (Parent and Child) (Scotland) Act 1986, Section 1.