
Changes to legislation: Family Law Act 1996, Cross Heading: Statutory tenancy within the meaning of the Rent (Agriculture) Act 1976 is up to date with all changes known to be in force on or before 22 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 7

TRANSFER OF CERTAIN TENANCIES ON DIVORCE ETC. OR ON SEPARATION OF COHABITANTS

PART II

ORDERS THAT MAY BE MADE

Statutory tenancy within the meaning of the Rent (Agriculture) Act 1976

- 9 (1) This paragraph applies if the spouse [^{F1}, civil partner] or cohabitant is entitled to occupy the dwelling-house by virtue of a statutory tenancy within the meaning of the ^{M1}Rent (Agriculture) Act 1976.
- (2) The court may by order direct that, as from such date as may be specified in the order—
- (a) that spouse [^{F2}, civil partner] or cohabitant is to cease to be entitled to occupy the dwelling-house; and
 - (b) the other spouse [^{F2}, civil partner] or cohabitant is to be deemed to be the tenant or, as the case may be, the sole tenant under that statutory tenancy.
- (3) A spouse [^{F3}, civil partner] or cohabitant who is deemed under this paragraph to be the tenant under a statutory tenancy is (within the meaning of that Act) a statutory tenant in his own right, or a statutory tenant by succession, according as the other spouse [^{F3}, civil partner] or cohabitant was a statutory tenant in his own right or a statutory tenant by succession.

Textual Amendments

- F1** Words in Sch. 7 para. 9(1) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 82, 263, [Sch. 9 para. 16\(14\)](#); S.I. 2005/3175, [art. 2\(1\)](#), Sch. 1
- F2** Words in Sch. 7 para. 9(2)(a)(b) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 82, 263, [Sch. 9 para. 16\(14\)](#); S.I. 2005/3175, [art. 2\(1\)](#), Sch. 1
- F3** Words in Sch. 7 para. 9(3) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 82, 263, [Sch. 9 para. 16\(14\)](#); S.I. 2005/3175, [art. 2\(1\)](#), Sch. 1

Marginal Citations

- M1** 1976 c. 80.

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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. 63(2)(k) inserted by [2021 c. 17 s. 52\(2\)](#)