



# Civil Partnership Act 2004

## 2004 CHAPTER 33

### PART 3

#### CIVIL PARTNERSHIP: SCOTLAND

### CHAPTER 3

#### OCCUPANCY RIGHTS AND TENANCIES

#### *Occupancy rights*

#### **[<sup>F1</sup>111A Effect of court action under section 103, 104 or 105 on reckoning of periods in sections 101 and 106**

- (1) Subsection (2) applies where an application is made under section 103(1), 104(1) or 105(1).
- (2) In calculating the period of two years mentioned in section 101(6A)(a) or 106(3)(f), no account shall be taken of the period mentioned in subsection (3).
- (3) The period is the period beginning with the date on which the application is made and—
  - (a) in the case of an application under section 103(1) or 104(1), ending on the date on which—
    - (i) an order under section 103(3) or, as the case may be, 104(2) is made, or
    - (ii) the application is otherwise finally determined or abandoned,
  - (b) in the case of an application under section 105(1), ending on the date on which—
    - (i) the order under section 103(3) or, as the case may be, 104(2) is varied or recalled, or
    - (ii) the application is otherwise finally determined or abandoned.]

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**Changes to legislation:** Civil Partnership Act 2004, Section 111A is up to date with all changes known to be in force on or before 13 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](#)

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#### Textual Amendments

- F1** S. 111A inserted (4.5.2006) by [Family Law \(Scotland\) Act 2006 \(asp 2\)](#), ss. 33, 46(2), [Sch. 1 para. 7](#); [S.S.I. 2006/212](#), [art. 2](#) (subject to arts. 3-13)

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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\(2\)](#)