



# Civil Partnership Act 2004

## 2004 CHAPTER 33

### PART 2

#### CIVIL PARTNERSHIP: ENGLAND AND WALES

### CHAPTER 1

#### REGISTRATION

##### *The standard procedure*

## **16 Frivolous objections and representations [<sup>F1</sup> and appeals]: liability for costs etc.**

- (1) Subsection (3) applies if—
  - (a) a person objects to the issue of a civil partnership schedule, but
  - (b) the Registrar General declares that the grounds on which the objection is made are frivolous and ought not to obstruct the issue of the civil partnership schedule.
- (2) Subsection (3) also applies if—
  - (a) in reliance on section 14(3), the registration authority refuses to issue a civil partnership schedule as a result of a representation made to it, and
  - (b) on an appeal under section 15 against the refusal, the Registrar General declares that the representation is frivolous and ought not to obstruct the issue of the civil partnership schedule.
- (3) The person who made the objection or representation is liable for—
  - (a) the costs of the proceedings before the Registrar General, and
  - (b) damages recoverable by the proposed civil partner to whom the objection or representation relates.

[<sup>F2</sup>(3A) If—

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**Changes to legislation:** Civil Partnership Act 2004, Section 16 is up to date with all changes known to be in force on or before 23 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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- (a) in reliance on section 14A, a registration authority refuses to issue a civil partnership schedule, and
  - (b) on an appeal against the refusal, the Registrar General declares that the appeal is frivolous,
- the person making the appeal is liable for the costs of the proceedings before the Registrar General.]
- (4) For the purpose of enabling any person to recover any [<sup>F3</sup>costs and damages in accordance with subsection (3) or (3A)], a copy of a declaration of the Registrar General purporting to be sealed with the seal of the General Register Office is evidence that the Registrar General has made the declaration.

#### Textual Amendments

- F1** Words in s. 16 title inserted (1.3.2015) by Immigration Act 2014 (c. 22), s. 75(3), **Sch. 4 para. 26(4)(a)** (with Sch. 9 para. 66); S.I. 2015/371, art. 2(1)(f)
- F2** S. 16(3A) inserted (1.3.2015) by Immigration Act 2014 (c. 22), s. 75(3), **Sch. 4 para. 26(4)(b)** (with Sch. 9 para. 66); S.I. 2015/371, art. 2(1)(f)
- F3** Words in s. 16(4) substituted (1.3.2015) by Immigration Act 2014 (c. 22), s. 75(3), **Sch. 4 para. 26(4)(e)** (with Sch. 9 para. 66); S.I. 2015/371, art. 2(1)(f)

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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\(2\)](#)