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STATUTORY INSTRUMENTS

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**2005 No. 559**

**The Family Proceedings (Amendment No. 3) Rules 2005**

**Amendments to the Family Proceedings Rules 1991**

6. After rule 2.12, insert—

**“Supplemental: answer praying for decree of nullity on ground of issue of interim gender recognition certificate**

**2.12A.**—(1) This rule applies to an answer under rule 2.12(1) which prays for a decree of nullity under section 12(g) of, or paragraph 11(1)(e) of Schedule 1 to, the Act of 1973.

(2) The respondent must file with his answer a copy of an interim gender recognition certificate issued to him or to the petitioner (as the case might be), unless otherwise directed on an application made ex parte.

(3) The proper officer must give notice in writing to the Secretary of State of an answer to which this rule applies when it is filed.

(4) A notice in writing under paragraph (3) must state the names of the parties to the petition, its case number and the court in which it is pending and must—

- (a) where a copy of an interim certificate has been filed under paragraph (2), be accompanied by a copy of it;
- (b) otherwise, state—
  - (i) the names of the parties to the marriage and the date and place of the marriage;
  - (ii) the last address at which the parties to the marriage have lived together as husband and wife; and
  - (iii) such further particulars as the proper officer considers appropriate.

**Supplemental: answer praying for decree of nullity on ground that petitioner’s gender had become acquired gender at time of marriage**

**2.12B.** Where an answer under rule 2.12(1) prays for a decree of nullity under section 12(h) of the Act of 1973 and a full gender recognition certificate has been issued to the petitioner, the respondent must file a copy of that full certificate with his answer, unless otherwise directed on an application made ex parte.”