STATUTORY INSTRUMENTS

2011 No. 1171

CIVIL PARTNERSHIP, ENGLAND AND WALES

The Civil Partnership (Registration Provisions) (Amendment) Regulations 2011

Made - - - 26th April 2011

Coming into force in accordance with regulation 1(2)

The Registrar General, in exercise of the powers conferred by sections 8(2) and 36(2)(a) and (3) of the Civil Partnership Act 2004(1), with the approval of the Secretary of State(2) makes the following Regulations:

Citation and commencement

1.—(1) These Regulations may be cited as the Civil Partnership (Registration Provisions) (Amendment) Regulations 2011.

(2) These Regulations shall come into force on the day on which the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (Remedial) Order 2011(3) comes into force.

Amendment to the Civil Partnership (Registration Provisions) Regulations 2005

2.—(1) The Civil Partnership (Registration Provisions) Regulations 2005(4) are amended as follows.

- (2) In Schedule 2 (prescribed forms)
 - (a) for Form 3 (notice of civil partnership given by a party who is subject to immigration control and where both parties are aged eighteen or over) substitute Form 3 in the Schedule to these Regulations;
 - (b) for Form 3(w) (notice of civil partnership (Welsh translation) given by a party who is subject to immigration control and where both parties are aged eighteen or over) substitute Form 3(w) in the Schedule to these Regulations;

⁽**1**) 2004 c.33.

⁽²⁾ The function of approving regulations was transferred to the Secretary of State for the Home Department by article 3(1) and paragraph 14(d) of Schedule 1 to the Transfer of Functions (Registration) Order 2008 (S.I. 2008/678).

⁽**3**) S.I. 2011/1158.

⁽⁴⁾ S.I. 2005/3176.

- (c) for Form 4 (notice of civil partnership given by a party who is subject to immigration control and where either party is, or both parties are, aged under 18) substitute Form 4 in the Schedule to these Regulations; and
- (d) for Form 4(w) (notice of civil partnership (Welsh translation) given by a party who is subject to immigration control and where either party is, or both parties are, aged under 18) substitute Form 4(w) in the Schedule to these Regulations.

Made by

26th April 2011

Sarah Rapson Registrar General

I approve

Home Office 25th April 2011 Damian Green Minister of State

Regulation 3(c)

Form 3

Civil Partnership Act 2004, s.8(2)

NOTICE OF CIVIL PARTNERSHIP PARTICULARS RELATING TO THE PERSONS FORMING A CIVIL PARTNERSHIP

Nationality and	registration authority of	residence	(8)		
Venue in which civil partnership is to be	formed registration authority of	(2)			
Period of	residence	(9)			
Occupation	(2)				
Condition	(4)				
Sex	(3)				
Date of birth	(2)				
Name and surname	(1)				

Tot	To the Registration Authority of
(at a	(at an office specified in accordance with Schedule 23, Paragraph 4(1)(a) of the Civil Partnership Act 2004)
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of.	of 10-10-10-10-10-10-10-10-10-10-10-10-10-1
give	give you notice that I and
of.	of
inte	intend to form a civil partnership on the authority of a schedule within *one month/three months/twelve months from the date this notice is recorded and 1 declare as follows:
2	I believe that there is no impediment of kindred or affinity or other lawful hindrance to the formation of the civil partnership.
N	I and the other person named above have for the period of seven days immediately hefore the giving of this notice had our usual places of residence within the areas of the registration authorities named in Column 8 above.
m.	In respect of myself, I am eighteen years of age or over.
4	In respect of the said (name and surname) *helshe is eighteen
	years of age or over.
5	I further declare that to the best of my knowledge and belief the declarations which I have made above and the particulars relating to the persons forming a civil partnership are true. I understand that if any of the
	declarations are false I MAY BE LIABLE TO PROSECUTION UNDER SECTION 80(1)(a) OF THE CIVIL PARTNERSHIP ACT 2004.
.9	I also understand that if, in fact, there is an impediment of kindred or affinity or other lawful hindrance to the intended civil partnership the civil partnership may be invalid or void.
Sig	Signed
Int	[name] [nume] [n

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SCHEDULE

Regulation 2(a)

Registration Authority.

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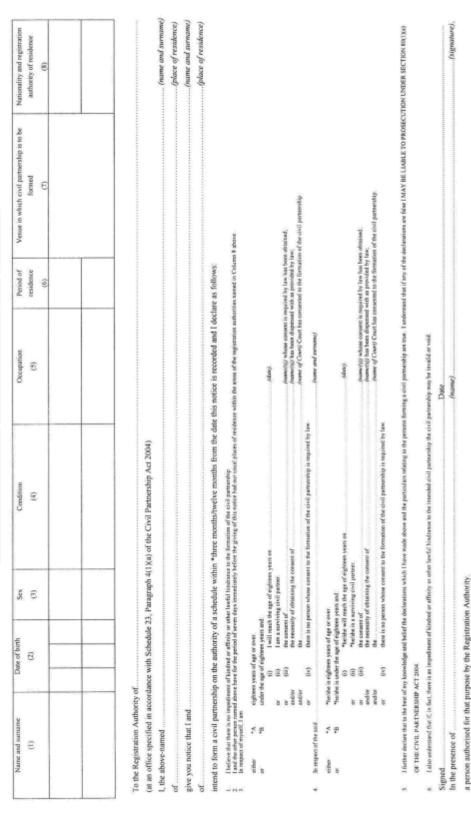
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Regulation 2(b)

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Registration Authority.

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Place of residence.

NOTICE OF CIVIL PARTNERSHIP PARTICULARS RELATING TO THE PERSONS FORMING A CIVIL PARTNERSHIP

Form 4

Regulation 3(d)

Civil Partnership Act 2004, s.8(2)

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Regulation 3

Form 4(w)

Civil Partnership Act 2004, s.8(2)

NOTICE OF CIVIL PARTNERSHIP PARTICULARS RE

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Regulation 2(d)

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Civil Partnership (Registration Provisions) Regulations 2005 to reflect the amendments made to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 by the Remedial Order made under section 10(2) of the Human Rights Act 1998 following judgement in the case of "Baiai and others v Secretary of State for the Home Department [2006] EWHC 823 QB". The amendments in these Regulations remove the declaration on the forms giving notice of civil partnership which require a person subject to immigration control to provide evidence of eligibility.