

Status: This version of this part contains provisions that are prospective.

Changes to legislation: Civil Partnership Act 2004, Part 1 is up to date with all changes known to be in force on or before 01 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 1

PROHIBITED DEGREES OF RELATIONSHIP: ENGLAND AND WALES

Modifications etc. (not altering text)

- C1** Sch. 1 modified (6.4.2010) by [The Human Fertilisation and Embryology \(Parental Orders\) Regulations 2010 \(S.I. 2010/985\)](#), reg. 5, **Sch. 4**
- C1** Sch. 1 modified (21.12.2018) by [The Human Fertilisation and Embryology \(Parental Orders\) Regulations 2018 \(S.I. 2018/1412\)](#), reg. 1(2), **Sch. 4 para. 21**

PART 1

THE PROHIBITIONS

Absolute prohibitions

- 1 (1) Two people are within prohibited degrees of relationship if one falls within the list below in relation to the other.
- Adoptive child
 - Adoptive parent
 - Child
 - Former adoptive child
 - Former adoptive parent
 - Grandparent
 - Grandchild
 - Parent
 - Parent's sibling
 - Sibling
 - Sibling's child
- (2) In the list “sibling” means a brother, sister, half-brother or half-sister.

Qualified prohibitions

- 2 (1) Two people are within prohibited degrees of relationship if one of them falls within the list below in relation to the other, unless—
- (a) both of them have reached 21 at the time when they register as civil partners of each other, and
 - (b) the younger has not at any time before reaching 18 been a child of the family in relation to the other.
 - Child of former civil partner

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Child of former spouse
Former civil partner of grandparent
Former civil partner of parent
Former spouse of grandparent
Former spouse of parent
Grandchild of former civil partner
Grandchild of former spouse

- (2) “Child of the family”, in relation to another person, means a person who—
- (a) has lived in the same household as that other person, and
 - (b) has been treated by that other person as a child of his family.

PROSPECTIVE

- 3 Two people are within prohibited degrees of relationship if one falls within column 1 of the table below in relation to the other, unless—
- (a) both of them have reached 21 at the time when they register as civil partners of each other, and
 - (b) the persons who fall within column 2 are dead.

<i>Relationship</i>	<i>Relevant deaths</i>
Former civil partner of child	The child The child’s other parent
Former spouse of child	The child The child’s other parent
Parent of former civil partner	The former civil partner The former civil partner’s other parent
Parent of former spouse	The former spouse The former spouse’s other parent

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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\(2\)](#)