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**Changes to legislation:** Civil Partnership Act 2004, Paragraph 29 is up to date with all changes known to be in force on or before 10 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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## SCHEDULES

### SCHEDULE 6

#### [<sup>F1</sup>FINANCIAL RELIEF: PROVISION CORRESPONDING TO PROVISION MADE BY THE DOMESTIC PROCEEDINGS AND MAGISTRATES' COURTS ACT 1978]

##### Textual Amendments

- F1** Sch. 6 title substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 200](#); [S.I. 2014/954](#), art. 2(e) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

### PART 5

#### COMMENCEMENT AND DURATION OF ORDERS UNDER PARTS 1, 2 AND 3

##### *Effect on certain orders of parties living together*

- 29 (1) Sub-paragraph (2) applies if periodical payments are required to be made to a civil partner (whether for the civil partner's own benefit or for the benefit of a child of the family)—
- (a) by an order made under Part 1 or 2, or
  - (b) by an interim order made under Part 4 (otherwise than on an application under Part 3).
- (2) The order is enforceable even though—
- (a) the civil partners are living with each other at the date of the making of the order, or
  - (b) if they are not living with each other at that date, they subsequently resume living with each other;
- but the order ceases to have effect if after that date the parties continue to live with each other, or resume living with each other, for a continuous period exceeding 6 months.
- (3) Sub-paragraph (4) applies if—
- (a) an order is made under Part 1 or 2 which requires periodical payments to be made to a child of the family, or
  - (b) an interim order is made under Part 4 (otherwise than on an application under Part 3) which requires periodical payments to be made to a child of the family.
- (4) Unless the court otherwise directs, the order continues to have effect and is enforceable even if—
- (a) the civil partners are living with each other at the date of the making of the order, or

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- (b) if they are not living with each other at that date, they subsequently resume living with each other.
- (5) An order made under Part 3, and any interim order made on an application for an order under that Part, ceases to have effect if the civil partners resume living with each other.
- (6) If an order made under this Schedule ceases to have effect under—
- (a) sub-paragraph (2) or (5), or
  - (b) a direction given under sub-paragraph (4),
- [<sup>F1</sup>the family court] may, on an application made by either civil partner, make an order declaring that the order ceased to have effect from such date as the court may specify.

**Textual Amendments**

- F1** Words in Sch. 6 para. 29(6) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 11 para. 187](#); [S.I. 2014/954, art. 2\(e\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956, arts. 3-11](#))

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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\(2\)](#)