

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 14 March 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 | <p>Two people are within prohibited degrees of relationship if one falls within column 1 of the table below in relation to the other, unless—</p> <ul style="list-style-type: none">(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. <table><tr><th>Relationship</th><th>Relevant deaths</th></tr><tr><td>Former civil partner of child</td><td>The child The child’s other parent</td></tr><tr><td>Former spouse of child</td><td>The child The child’s other parent</td></tr><tr><td>Parent of former civil partner</td><td>The former civil partner The former civil partner’s other parent</td></tr><tr><td>Parent of former spouse</td><td>The former spouse The former spouse’s other parent</td></tr></table> | Relationship | Relevant deaths | 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 |
| Relationship | Relevant deaths | | | | | | | | | | |
| 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\(2\)](#)