

## SCHEDULES

### SCHEDULE 9

#### FAMILY HOMES AND DOMESTIC VIOLENCE

##### PART 1

###### AMENDMENTS OF THE FAMILY LAW ACT 1996 (C. 27)

- 2 (1) Amend section 31 (effect of matrimonial home rights as charge on dwelling-house) as follows.
- (2) In subsection (1) for “marriage, one spouse” substitute “marriage or civil partnership, A”.
- (3) In subsection (2) for “The other spouse’s matrimonial home rights” substitute “B’s home rights”.
- (4) In subsection (3)—
- (a) in paragraph (a), for “the spouse so entitled” substitute “A”, and
  - (b) in paragraph (b), after “marriage” insert “or of the formation of the civil partnership”.
- (5) In subsection (4)—
- (a) for “a spouse’s matrimonial home rights” substitute “B’s home rights”,
  - (b) for “the other spouse” substitute “A”, and
  - (c) for “either of the spouses” substitute “A or B”.
- (6) In subsection (5) for “the other spouse” substitute “A”.
- (7) In subsection (7) for “the spouses” substitute “A and B”.
- (8) In subsection (8)—
- (a) for “a spouse’s matrimonial home rights” substitute “B’s home rights”,
  - (b) in paragraph (a), for “the other spouse” substitute “A”, and
  - (c) in paragraph (b), after “marriage” insert “or civil partnership”.
- (9) In subsection (9)—
- (a) in paragraph (a), for “a spouse’s matrimonial home rights” substitute “B’s home rights”, and
  - (b) for “the other spouse” (in both places) substitute “A”.
- (10) In subsection (10)—
- (a) for “a spouse” and for “that spouse” substitute “A”, and
  - (b) in paragraph (b), for “a spouse’s matrimonial home rights” substitute “B’s home rights”.
- (11) For subsection (12)(a) substitute—

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*Status: This is the original version (as it was originally enacted).*

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“(a) B’s home rights are a charge on the estate of A or of trustees of A, and”.

(12) In the heading to section 31, for “matrimonial home rights” substitute “home rights”.