Civil Partnership Act 2004

2004 CHAPTER 33

PART 5 U.K.

CIVIL PARTNERSHIP FORMED OR DISSOLVED ABROAD ETC.

CHAPTER 1 U.K.

REGISTRATION OUTSIDE UK UNDER ORDER IN COUNCIL

210 Registration at British consulates etc. U.K.

(1) Her Majesty may by Order in Council make provision for two people to register as civil partners of each other—

   (a) in prescribed countries or territories outside the United Kingdom, and

   (b) in the presence of [F1a registration officer],

   in cases where the officer is satisfied that the conditions in subsection (2) are met.

(2) The conditions are that—

   (a) at least one of the proposed civil partners is a United Kingdom national,

   (b) the proposed civil partners would have been eligible to register as civil partners of each other in such part of the United Kingdom as is determined in accordance with the Order,

   (c) the authorities of the country or territory in which it is proposed that they register as civil partners will not object to the registration, and

   (d) insufficient facilities exist for them to enter into an overseas relationship under the law of that country or territory.

(3) [F2A registration officer] is not required to allow two people to register as civil partners of each other if in his opinion the formation of a civil partnership between them would be inconsistent with international law or the comity of nations.

2   *Civil Partnership Act 2004 (c. 33)*
Part 5 – Civil partnership formed or dissolved abroad etc.
Chapter 1 – Registration outside UK under Order in Council
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(4) An Order in Council under this section may make provision for appeals against a refusal, in reliance on subsection (3), to allow two people to register as civil partners of each other.

(5) An Order in Council under this section may provide that two people who register as civil partners of each other under such an Order are to be treated for the purposes of sections 221(1)(c)(i) and (2)(c)(i), 222(c), 224(b), 225(1)(c)(i) and (3)(c)(i), 229(1)(c)(i) and (2)(c)(i) [**F3**and section 232(b)] and section 1(3)(c)(i) of the Presumption of Death (Scotland) Act 1977 (c. 27) as if they had done so in the part of the United Kingdom determined as mentioned in subsection (2)(b).

[**F4**(6) "Registration officer" means—
- (a) a consular officer in the service of Her Majesty's government in the United Kingdom, or
- (b) in the case of registration in a country in which Her Majesty's government in the United Kingdom has for the time being no consular representative, a person authorised by the Secretary of State in respect of registration of civil partnerships in that country.]

Textual Amendments
F1   Words in s. 210(1)(b) substituted (5.12.2012) by The Legislative Reform (Civil Partnership) Order 2012 (S.I. 2012/3100), arts. 1, **2(2)**
F2   Words in s. 210(3) substituted (5.12.2012) by The Legislative Reform (Civil Partnership) Order 2012 (S.I. 2012/3100), arts. 1, **2(3)**
F3   Words in s. 210(5) substituted (9.11.2009) by Presumption of Death Act (Northern Ireland) 2009 (c. 6 (N.I.)), ss. 19(1), 20, **Sch. 2**; S.R. 2009/356, **art. 2**
F4   S. 210(6) inserted (5.12.2012) by The Legislative Reform (Civil Partnership) Order 2012 (S.I. 2012/3100), arts. 1, **2(4)**

Commencement Information
I1   S. 210 wholly in force at 5.12.2005; s. 210 not in force at Royal Assent see s. 263; s. 210(1)(2)(4)(5) in force at 15.4.2005 by S.I. 2005/1112, **art. 2**, Sch. 2; s. 210(3) in force at 5.12.2005 by S.I. 2005/3175, **art. 3**, Sch. 2

Status:
Point in time view as at 05/12/2012. This version of this provision has been superseded.

Changes to legislation:
Civil Partnership Act 2004, Section 210 is up to date with all changes known to be in force on or before 18 May 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.