



Divorce, Dissolution and Separation Act 2020

2020 CHAPTER 11

Divorce and judicial separation

2 Judicial separation: removal of factual grounds

- (1) Section 17 of the Matrimonial Causes Act 1973 (judicial separation) is amended as follows.
- (2) For subsection (1) substitute—
 - “(1) Either or both parties to a marriage may apply to the court for an order (a “judicial separation order”) which provides for the separation of the parties to the marriage.
 - (1A) An application under subsection (1) must be accompanied by—
 - (a) if the application is by one party to the marriage only, a statement by that person that they seek to be judicially separated from the other party to the marriage, or
 - (b) if the application is by both parties to the marriage, a statement by them that they seek to be judicially separated from one another.
 - (1B) The court dealing with an application under subsection (1) must make a judicial separation order.”
- (3) Omit subsection (2).
- (4) In subsection (3)—
 - (a) for “judicial separation”, in both places, substitute “ a judicial separation order ”.
 - (b) for “divorce” substitute “ a divorce order ”.

Changes to legislation: There are currently no known outstanding effects for the Divorce,
Dissolution and Separation Act 2020, Section 2. (See end of Document for details)

Commencement Information

II S. 2 in force at 6.4.2022 by S.I. 2022/283, reg. 2

Changes to legislation:

There are currently no known outstanding effects for the Divorce, Dissolution and Separation Act 2020, Section 2.