



# Wills Act 1837

1837 CHAPTER 26 7 Will 4 and 1 Vict

**[<sup>F1</sup>18D Effect on subsisting will of conversion of civil partnership into marriage**

- (1) The conversion of a civil partnership into a marriage does not—
  - (a) revoke any will made by a party to the civil partnership before the conversion; or
  - (b) affect any disposition in such a will.
- (2) The conversion of a civil partnership into a marriage does not affect any previous application of section 18B(2) to (6) to—
  - (a) a will made by a party to the civil partnership before the conversion; or
  - (b) a disposition in such a will.
- (3) Subsections (1) and (2) are subject to subsection (4).
- (4) Any reference in a will to a civil partnership or civil partners (howsoever expressed) is to be read in relation to any civil partnership that has been converted into a marriage, or civil partners who have converted their civil partnership into a marriage, as referring to that marriage or married couple, as appropriate.
- (5) Subsection (4) is subject to any contrary intention appearing from the will.
- (6) In this section “conversion” means—
  - (a) the conversion of a civil partnership into a marriage under section 9 of the Marriage (Same Sex Couples) Act 2013 and regulations made under that section;
  - [ the conversion of a civil partnership into a marriage under Part 3 of the
  - <sup>F2</sup>(aa) Marriage and Civil Partnership (Northern Ireland) (No. 2) Regulations 2020;
  - (ab) the conversion of a civil partnership into a marriage under Part 3 or 4 of the Marriage of Same Sex Couples (Conversion of Civil Partnership) Regulations 2014 where the civil partnership is a convertible Northern Ireland civil partnership as defined by regulation 2 of those Regulations;]
  - (b) the changing of a civil partnership formed under Part 3 of the Civil Partnership Act 2004 into a marriage under—
    - (i) the Marriage (Scotland) Act 1977;

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**Changes to legislation:** There are currently no known outstanding effects  
for the Wills Act 1837, Section 18D. (See end of Document for details)

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- (ii) the Marriage and Civil Partnership (Scotland) Act 2014; or
- (iii) any order made under section 104 of the Scotland Act 1998 in consequence of the Marriage and Civil Partnership (Scotland) Act 2014, and

“converted” is to be read accordingly.]

#### Textual Amendments

- F1** S. 18D inserted (10.12.2014) by [The Marriage \(Same Sex Couples\) Act 2013 \(Consequential and Contrary Provisions and Scotland\) and Marriage and Civil Partnership \(Scotland\) Act 2014 \(Consequential Provisions\) Order 2014 \(S.I. 2014/3168\)](#), art. 1(2)(3), **Sch. para. 1(3)**
- F2** S. 18D(6)(aa)(ab) inserted (E.W.) (7.12.2020) by [The Marriage and Civil Partnership \(Northern Ireland\) \(No. 2\) Regulations 2020 \(S.I. 2020/1143\)](#), regs. 1(2), **32(4)**

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There are currently no known outstanding effects for the Wills Act 1837, Section 18D.