

# Family Law Scotland Act 1985 Greens Annotated Acts

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### Family Law Scotland Act 1985

#### **Family Law (Scotland) Act 1985 - legislation**

2 cT37 Family Law (Scotland) Act 1985 required or entitled to have regard under section 4 of this Act in determining the amount of aliment to award in an action for aliment (3) Any obligation of aliment arising under a decree or by operation of law and subsisting immediately before the commencement of this Act shall, except insofar as consistent with

#### **Family Law (Scotland) Act 1985**

Family Law (Scotland) Act 1985, Section 14 (See end of Document for details) Family Law (Scotland) Act 1985 1985 CHAPTER 37 Financial provision on divorce, etc 14 Incidental orders (1) Subject to subsection (3) below, an incidental order may be made under section 8(2) of this Act before, on or after the granting or refusal of decree of

#### **The Nuffield Foundation is an endowed charitable trust ...**

The Family Law (Scotland) Act 1985 is one of the best known and most respected elements of the Scottish family law system and yet, for something so significant, it has attracted relatively little attention from researchers and commentators In the years preceding the

#### **Family Law Act 1986**

editorial team to Family Law Act 1986 Any changes that have already been made by the team appear in the content and are referenced with annotations (See end of Document for details) Family Law Act 1986 1986 CHAPTER 55 An Act to amend the law relating to the jurisdiction of courts in the United Kingdom to make orders with regard to the custody of children; to make provision as to the

#### **Aspects of Family Law - Discussion Paper on Cohabitation ...**

Section 10(3) of the Family Law (Scotland) Act 1985 provides that, in relation to a claim for financial provision on divorce or dissolution, the“relevant

date” means the earlier of the date on which the persons ceased to cohabit or the date of service of the

### **CHAPTER 49 FAMILY ACTIONS Interpretation of this Chapter ...**

“the Act of 1981” means the Matrimonial Homes (Family Protection) (Scotland) Act 1981; “the Act of 1985” means the Family Law (Scotland) Act 1985(h); “the Act of 1995” means the Children (Scotland) Act 1995; “the Act of 2004” means the Gender Recognition Act 2004(a); (a) 1995 c36; section 11 was amended by SSI 2005/42

### **Brexit and Family Law - Brodies**

law, substantive family law is unlikely to be affected by Brexit Scotland does have its own rules regarding the care of children and financial provision on divorce However, certain significant aspects of procedural law will be affected These include: • determining the country which will hear an

### **Property and Cohabitation: Understanding the Family Law ...**

Property and Cohabitation: Understanding the Family Law (Scotland) Act 2006 Tom Guthrie and Hilary Hiram\* A INTRODUCTION B THE CONTENT OF THE REFORM (1) Presumption of common property in household goods (2) Financial claim on termination of cohabitation other than by death (3) Financial claim on death of a cohabitant

### **CHARGEABLE EVENTS FOR ASSIGNMENTS RELATING TO DIVORCE ...**

• for ancillary relief under the Matrimonial Causes Act 1973 (or the Family Law (Scotland) Act 1985) which results in a transfer of a life assurance policy, etc from one spouse/civil partner\* to another, whether before or after the divorce/dissolution order is final, or

### **Province of Alberta**

FAMILY LAW ACT 8 (c) in accordance with the regulations, and insofar as it is within the court’s jurisdiction, transfer all or part of the application to the other court 2003 cF-45 s4;2010 c16 s1(5) Duty of lawyer 5(1) Every lawyer who acts on behalf of a party in an application under this Act has a duty (a) to discuss with the party alternative methods of resolving the matters that are

### **SHERIFF APPEAL COURT ABE-F327-14**

1985 Act [15] The third question is whether the property was acquired for use as a family home It is clear from the Scottish Law Commission Report no 86, “Report on Matrimonial Property”, and Clive “The Law of Husband and Wife in Scotland” (4th ed), paragraphs 24025 - 24026 that

### **Please note - -ORCA**

The 1985 Act’s effectiveness is supported by Mair, Mordaunt and Wasoff’s insightful research, which indicates broad satisfaction among Scottish practitioners with the legislation (Mair, Mordaunt and Wasoff, Built to Last: The Family Law (Scotland) Act 1985 - 30 Years of Financial Provision on Divorce (Nuffield 2016)) The appeal of the

### **FORM TO REQUEST A CASH EQUIVALENT TRANSFER VALUE ...**

Matrimonial and Family Proceedings (Northern Ireland) Order 1989 (corresponding Northern Ireland powers), or The Family Law (Scotland) Act 1985 or Part IV of the Matrimonial and Family Proceedings Act 1984 (corresponding Scottish powers) Please return this completed form to: Pensions Shared Service

### **JUDGMENT McDonald (Respondent) v Newton or McDonald ...**

The aims of the Family Law (Scotland) Act 1985 11 The 1985 Act was enacted by the United Kingdom Parliament in response to recommendations of the Scottish Law Commission (“the Commission”) in its report “Family Law: Report on Aliment and Financial Provision” (1981) (Scot Law Com No 67) The principal defects of the prior law in

## **Divorce, Dissolution and Separation Bill [HL]**

(c) act to exacerbate the costs of legal representation which must be expended by parties litigating thereunder (2) The review must in particular consider— (a) whether it would be appropriate for provisions akin to sections 9, 10 and 24 to 26 of the Family Law (Scotland) Act 1985 to be incorporated

## **LOCAL GOVERNMENT PENSION SCHEME REGULATIONS**

- The Family Law (Scotland) Act 1985 or Part IV of the Matrimonial and Family Proceedings Act 1984 (corresponding Scottish powers) If you wish to update your contact details including a change of address please use our My Pension Online service To login or register please go to

## **FAMILY LAW (SCOTLAND ) BILL - Scottish Parliament**

This document relates to the Family Law (Scotland) Bill as amended at Stage 2 (SP Bill 36A) FAMILY LAW (SCOTLAND ) BILL REVISED EXPLANATORY NOTES CONTENTS 1 As required under Rule 978A of the Parliament s Standing Orders, these revised Explanatory Notes are published to accompany the Family Law (Scotland) Bill as amended at Stage 2

**[www.jstor.org](http://www.jstor.org)**

PENSIONS AND DIVORCE an Actuarial Note on the FAMILY LAW (SCOTLAND) ACT 1985 Created Date: 20160811023241Z

## **Pensions and divorce guide - PruAdviser**

Family Law (Scotland) Act 1985 Historically, in Scotland, the value of pension benefits could be offset as part of the financial settlement, though the ex-spouse had no direct access to the pension (There was no compulsion to allow for the pension value in sharing the assets for England, Wales or Northern Ireland)