



# Inheritance (Provision for Family and Dependants) Act 1975

## CHAPTER 63

### INHERITANCE (PROVISION FOR FAMILY AND DEPENDANTS) ACT 1975

- 1 Application for financial provision from deceased's estate.
- 2 Powers of court to make orders.
- 3 Matters to which court is to have regard in exercising powers under s. 2.
- 4 Time-limit for applications.
- 5 Interim orders.
- 6 Variation, discharge etc. of orders for periodical payments.
- 7 Payment of lump sums by instalments.

#### *Property available for financial provision*

- 8 Property treated as part of "net estate".
- 9 Property held on a joint tenancy.

#### *Powers of court in relation to transactions intended to defeat applications for financial provision*

- 10 Dispositions intended to defeat applications for financial provision.
- 11 Contracts to leave property by will.
- 12 Provisions supplementary to ss. 10 and 11.
- 13 Provisions as to trustees in relation to ss. 10 and 11.

#### *Special provisions relating to cases of divorce, separation etc.*

- 14 Provision as to cases where no financial relief was granted in divorce proceedings etc.

**Changes to legislation:** *Inheritance (Provision for Family and Dependants) Act 1975 is up to date with all changes known to be in force on or before 07 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. (See end of Document for details) View outstanding changes*

- 14A Provision as to cases where no financial relief was granted in proceedings for the dissolution etc. of a civil partnership
- 15 Restriction imposed in divorce proceedings etc. on application under this Act.
- 15ZA Restriction imposed in proceedings for the dissolution etc. of a civil partnership on application under this Act
- 15A Restriction imposed in proceedings under Matrimonial and Family Proceedings Act 1984 on application under this Act.
- 15B Restriction imposed in proceedings under Schedule 7 to the Civil Partnership Act 2004 on application under this Act
- 16 Variation and discharge of secured periodical payments orders made under Matrimonial Causes Act 1973.
- 17 Variation and revocation of maintenance agreements.
- 18 Availability of court's powers under this Act in applications under ss. 31 and 36 of the Matrimonial Causes Act 1973.
- 18A Availability of court's powers under this Act in applications under paragraphs 60 and 73 of Schedule 5 to the Civil Partnership Act 2004

*Miscellaneous and supplementary provisions*

- 19 Effect, duration and form of orders.
- 20 Provisions as to personal representatives.
- 21 Admissibility as evidence of statements made by deceased.
- 22 .....
- 23 Determination of date on which representation was first taken out
- 24 Effect of this Act on s. 46(1)(vi) of Administration of Estates Act 1925.
- 25 Interpretation.
- 26 Consequential amendments, repeals and transitional provisions.
- 27 Short title, commencement and extent.

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SCHEDULE — ENACTMENTS REPEALED

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 1(2)(a) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(2\)](#)
- s. 3(2) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(3\)](#)
- s. 14 amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(4\)\(c\)](#)
- s. 14(1)s. 14(1)(a) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(4\)\(a\)\(b\)](#)
- s. 14(2) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(4\)\(d\)](#)
- s. 15(1) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(5\)](#)
- s. 15(2)-(4) replaced (by s.15(2)(3)) (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(6\)](#)
- s. 19(2)(b) amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(7\)](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 25 (defns. of "former wife" and "former husband") amended (prosp.) by [1996 c. 27 s. 66\(1\)Sch. 8 Pt. 1 para. 27\(8\)](#)