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**Changes to legislation:** Civil Partnership Act 2004, Paragraph 41 is up to date with all changes known to be in force on or before 11 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

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## SCHEDULES

### SCHEDULE 8

#### HOUSING AND TENANCIES

##### *Housing Act 1988 (c. 50)*

- 41 (1) Amend section 17 (succession to assured periodic tenancy by spouse) as follows.
- (2) In subsection (1), after “spouse” (in each place) insert “ or civil partner ”.
- (3) For subsection (4) substitute—
- “ (4) For the purposes of this section—
- (a) a person who was living with the tenant as his or her wife or husband shall be treated as the tenant’s spouse, and
- (b) a person who was living with the tenant as if they were civil partners shall be treated as the tenant’s civil partner.”
- (4) In subsection (5), for the words after “the county court” substitute “ shall for the purposes of this section be treated (according to whether that one of them is of the opposite sex to, or of the same sex as, the tenant) as the tenant’s spouse or the tenant’s civil partner. ”

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**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. 102(8A) inserted by [2023 asp 3 s. 56\(2\)](#)
- s. 103(10) inserted by [2023 asp 3 s. 56\(5\)](#)
- s. 108(5) inserted by [2023 asp 3 s. 56\(8\)](#)
- s. 213(1A) inserted by [2013 c. 30 Sch. 2 para. 5\(2\)](#)