

**AMENDMENT**

**Bill 56**

**AN ACT RESPECTING FAMILY LAW REFORM AND  
ESTABLISHING THE PARENTAL UNION REGIME**

**SECTION 3** (article 521.22 of the Civil Code)

Replace "the express or tacit manifestation of the will of the spouses or of either of them to end the union" in proposed article 521.22 of the Civil Code by "the spouses ceasing their community of life".

*Adopted*

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**SECTION 3** (article 521.24 of the Civil Code)

Replace "30 days following the end of the union, where it ended by the express or tacit manifestation of the will of either spouse to end the union" in proposed article 521.24 by "120 days following the spouses ceasing their community of life".

*Adopté DA*

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**SECTION 3** (article 521.26 of the Civil Code)

Replace “manifestation of the will of the spouses or of either of them” and “30 days” in proposed article 521.26 by “spouses ceasing their community of life” and “120 days”, respectively.

*Adopted G*

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**SECTION 3** (article 521.27 of the Civil Code)

Replace "30 days" in proposed article 521.27 by "120 days".

*Adopte DG*

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**SECTION 3** (article 521.30 of the Civil Code)

In the first paragraph of proposed article 521.30:

1. Replace "the family residence or the rights which confer use of it" by "the residences of the family or the rights which confer use of them".
2. Replace "with which it is furnished or decorated" by "with which they are furnished or decorated".

*Adapté JG*

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**SECTION 3** (article 521.43 of the Civil Code)

Insert "the impoverishment attributable to" after "as compensation for" in the first paragraph of proposed article 521.43.

*Article 521.43*

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**SECTION 3** (article 521.44 of the Civil Code)

Replace proposed article 521.44 by:

**"521.44.** Proof of a spouse's impoverishment and contribution to the enrichment of the other spouse's patrimony may be made by any means.

*Adapted*

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**SECTION 3** (article 521.45 of the Civil Code)

Replace "cooperating spouse" in proposed article 521.45 by "spouse applying for a compensatory allowance".

A handwritten signature in blue ink, appearing to read "Adopted", is written over the text of the amendment.

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**SECTION 3** (article 521.46 of the Civil Code)

In proposed article 521.46:

1. Replace "on the basis of the market value of the property or services received" in the first paragraph by "based on the lesser of the value of the spouse's impoverishment attributable to the latter's contribution or the value of the enrichment of the other spouse".
2. Add at the end:

The Minister of Justice may, by regulation, determine standards for establishing the values of the impoverishment and of the enrichment.



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**SECTION 6** (article 653 of the Civil Code)

Replace by:

6. Article 653 of the Code is amended by replacing "or civil union" by ", civil union or parental union".

A handwritten signature in blue ink, appearing to read "A. Doyte" followed by a flourish.

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**SECTION 20** (article 3062 of the Civil Code)

1. Replace "30 days" in subparagraph *b* of paragraph 1 by "120 days".
2. Replace "a copy of the prior notice" in paragraph 2 by "the prior notice".

*Adopte* 

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**SECTION 30** (article 72 of the Code of Civil Procedure)

1. Replace "to child custody or support obligations" in the proposed second paragraph of article 72 by "to support obligations or to the exercise of an attribute of parental authority, including child custody".
2. In the proposed third paragraph:
  - (a) insert "also" after "may";
  - (b) replace "consequences of the end of their union" by "other consequences of the end of their union, in particular as regards patrimonial rights arising from their community of life".

*Adopté*

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**SECTION 45.1**

Insert after section 45:

**45.1.** Persons who, on 29 June 2025, are the father and mother or the parents of the same child and who meet the other conditions set out in article 521.20 of the Civil Code may by mutual agreement, by notarial act *en minute* or by a private writing drawn up before two witnesses, subject themselves to the parental union regime.

A parental union is formed on the date on which the act or writing is signed and, from that time, the provisions relating to such a union apply to the spouses. The spouses may, however, specify in the act or writing that the rules of the parental union patrimony are not applicable to them or provide that property referred to in the first paragraph of article 521.30 will not be part of that patrimony.

The act or writing states the spouses' names and domicile and the name of their common child. In the case of a private writing, the date on which the spouses and witnesses sign it must be indicated.



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**SECTION 45.2**

Insert after section 45.1, introduced by amendment:

**45.2.** The date of formation of the parental union between persons who subjected themselves to the regime in accordance with section 45.1 remains the date on which the act or writing was signed even if those persons become the father and mother or the parents of a same child after 29 June 2025, provided the union did not end before the birth or adoption of that child.

However, a withdrawal from the application of the rules of the parental union patrimony or an exclusion of property agreed upon before the birth or adoption of the child continues to have effect only if the spouses confirm it by notarial act *en minute*, in accordance with the second paragraph of article 521.31 or with article 521.33 of the Civil Code, enacted by section 3, within 90 days of that birth or adoption.

