

Declaring a civil partnership (PACS)

The civil partnership or PACS (Civil Solidarity Pact) gives 2 people, called «partners», who have chosen to live together without getting married:

- legally recognised form of cohabitation other than marriage;
- legal security in:
 - civil matters: rules of solidarity and responsibility between partners; and
 - tax matters: tax deductions; and
 - social security matters: social protection.

PACS is a civil contract between 2 people of different or the same sex, who:

- live together as a couple; and
- declare their partnership before the civil registrar.

Partners benefit from one day of special leave for personal reasons when declaring their PACS.

Submitting the application

The 2 future partners must appear in person and jointly at the Biergerzenter service with the required documents to declare their partnership.

For the actual signing of the declaration of civil partnership, an appointment must be made with the responsible department.

When a required document or official document is not written in French, German or English, it must be translated by a sworn translator.

For countries **outside the European Union**, documents must bear an **apostille or legalisation of signature**.

Documents to be provided by both parties:

a valid identity card for nationals of the European Union (EU);

a valid passport for non-EU nationals;

a full copy of the birth certificate of the future partners issued by the municipality of their place of birth. To be valid, this full copy must be less than 3 months old if it was issued in Luxembourg or France and less than 6 months old if it was issued in another country; if it is impossible to obtain such a certificate, it may be replaced by an affidavit issued by the justice of the peace in the place of birth or in the place of residence.

For persons who don't have a birth certificate registered with a municipality in Luxembourg

a certificate attesting that neither of the future partners has registered another partnership with someone else in the Grand Duchy. This certificate is created by the Civil Register (Service du Répertoire civil) of the Attorney General's Office, 12 côte d'Eich, L-1450 Luxembourg. You can find the form here:

<https://www.steinfort.lu/citoyens/vos-demarches-m-z/partenariat>

In addition to the certificate issued by the Attorney General's Office, persons who do not have Luxembourg nationality must provide:

a certificate (stating marital status) confirming that no other civil partnership or other form of cohabitation has been entered into abroad or in another form of contracted or institutionalised life abroad (e.g. certificate of single status, certificate of capacity to marry or certificate of non-engagement) issued by the competent foreign authority

or

a certificate of customary law stating that the persons meet the conditions for entering into marriage under the law of their country of origin and that this legalisation does not recognise partnerships or similar forms of cohabitation established by the competent foreign authority.

These certificates must be requested:

- from the relevant embassies, either in Luxembourg or in one of the neighbouring countries (Belgium, France, Germany)

or

- from the local authority of the place of last residence in the country of origin.

For divorced persons:

- a full copy of the divorce ruling or a full copy of the divorce transcript, if the divorce is not mentioned in the margin of the birth certificate.
 - if divorce or annulment in Luxembourg: full copy of the marriage certificate bearing the mention of the divorce or annulment or full copy of the transcript of the judgment/ruling.
 - in the case of divorce or annulment abroad: a full copy of the transcript of the judgment/ruling of exequatur by which the decision is made enforceable in Luxembourg, or a full copy of the transcript based on the certificate provided for in Article 39 of the Brussels IIbis Regulation, or a full copy of the birth certificate or marriage certificate drawn up in Luxembourg mentioning the divorce/annulment.

For widowed persons:

- the death certificate or birth certificate of the deceased spouse, mentioning the death.

For persons who have already entered into a civil partnership before 1 November 2010:

- a recent certificate from the civil register listing the dissolution of the registered partnership.

If applicable:

- proof of the existence of a property settlement agreement, if such an agreement was entered into between the partners.

Official declaration of partnership

After the deed has been signed, the declaration is sent **within three days** to the Prosecutor General's Office to be **registered** and kept in the civil registry. Upon registration, the declaration becomes legally effective.

After receipt of the notice of registration in the civil register, a certificate of registered partnership is sent to the partners by post.

Effects of registering a civil partnership

To find out about the legal effects of a civil partnership:

<https://guichet.public.lu/fr/citoyens/famille-education/vie-conjugale/partenariat-pacs/effets-legaux-partenariat.html>



Formulaire en FR



Formular auf DE