

2. A marriage partner who had no knowledge that the marriage was void at the time it was contracted may within six months of the marriage having been finally declared void, declare to the other partner that the consequences of nullity shall remain unaffected as regards their relationship and with respect to property rights. Where such a declaration is made, the provisions of Subsection I do not apply.

#### SECTION 27

### **Protection of third parties acting in good faith**

As against a third party a legal transaction between him and one of the marriage partners, or any court judgment in which they were involved, can be contested only if the marriage had been declared void at the time the legal transaction was concluded, or if the court action had been pending, or if the nullity was "known to the third party."

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## **E. Annulment of the marriage**

### **I. General Provisions**

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#### SECTION 28

Annulment of the marriage can be sought only in the cases specified in Sections 30—34 and 39 of this law.

#### SECTION 29

A marriage is annulled by a decision of the Court. It is dissolved at the time when the judgment has come into force.

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## **II. Grounds for Annulment**

### SECTION 30

#### **Lack of consent of the legal representative**

1. A marriage partner can seek annulment of the marriage if, at the time of contracting the marriage or, in the case of section 18, See section 2, at the time of confirmation, his legal capacity was limited and the consent of his legal representative to the marriage, or its confirmation, had not been given. So long as the marriage partner is limited in his legal capacity, only his legal representative can seek annulment of the marriage.

2. Annulment is inadmissible if the legal representative gives his consent to the marriage or if the marriage partner having his acquired legal capacity, has intimated his willingness to continue in the married state.

3. Where the legal representative withholds his consent without sufficient grounds, the guardianship judge may on the application of one of the marriage partners, give his consent instead. <sup>h</sup>