



Judicial Pensions Act 1981

1981 CHAPTER 20

PART II

[^{F1}LUMP SUMS AND WIDOWS', SURVIVING CIVIL PARTNERS' AND CHILDREN'S PENSIONS]

[^{F1}Widows', surviving civil partners' and children's pensions]

20 Children's pension: beneficiaries.

- (1) A children's pension may be granted if, and be paid so long as and whenever, there are persons for whose benefit it can enure.
- (2) Subject to the provisions of this section, the persons for whose benefit a children's pension can enure are any such children as are referred to in subsection (1) or subsection (3) of section 18 above, as the case may be, who are for the time being in their period of childhood and full-time education.
- (3) A children's pension cannot enure for the benefit of a person conceived after the end of the deceased's relevant service.
- (4) A children's pension cannot enure for the benefit of any person who was adopted by the deceased after the end of his relevant service:

Provided that if [^{F1}the Treasury] is satisfied that a person ("the child") falling within this subsection was before the end of the relevant service wholly or mainly dependent on the deceased person, and that the deceased person had, before the termination of the relevant service, formed the intention of adopting the child [^{F1}the Treasury] may direct that this subsection shall not apply to the child.

- (5) A children's pension cannot enure for the benefit of a female person who at the time of the death of the deceased was married [^{F2}or a person who at the time of the death of the deceased was a civil partner] and if, after the death of the deceased, a female person marries [^{F3}or a person forms a civil partnership], she [^{F4}or he] shall thereupon cease to be a person for whose benefit a children's pension can enure.

Changes to legislation: *There are currently no known outstanding effects for the Judicial Pensions Act 1981, Section 20. (See end of Document for details)*

F⁵(6)

Textual Amendments

- F1** Words substituted by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), **s. 118(4)(a)**
- F2** Words in [s. 20\(5\)](#) inserted (5.12.2005) by [The Civil Partnership \(Judicial Pensions and Church Pensions, etc.\) Order 2005 \(S.I. 2005/3325\)](#), **art. 57(2)**
- F3** Words in [s. 20\(5\)](#) inserted (5.12.2005) by [The Civil Partnership \(Judicial Pensions and Church Pensions, etc.\) Order 2005 \(S.I. 2005/3325\)](#), **art. 57(3)**
- F4** Words in [s. 20\(5\)](#) inserted (5.12.2005) by [The Civil Partnership \(Judicial Pensions and Church Pensions, etc.\) Order 2005 \(S.I. 2005/3325\)](#), **art. 57(4)**
- F5** [S. 20\(6\)](#) repealed (1.1.1992) (with saving) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), [s. 125\(6\)\(7\)](#), [Sch. 19 para. 9](#), **Sch. 20**; [S.I. 1991/2730](#), **art. 2**, Sch.

Modifications etc. (not altering text)

- C1** [S. 20](#) extended by [S.I. 1988/1418](#), **arts. 3, 6** and by [S.R. \(N.I.\) 1988/293](#), [art. 6 Table](#)

Changes to legislation:

There are currently no known outstanding effects for the Judicial Pensions Act 1981, Section 20.