

Changes to legislation: Civil Partnership Act 2004, Part 4 is up to date with all changes known to be in force on or before 14 March 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

SCHEDULES

SCHEDULE 24

SOCIAL SECURITY, CHILD SUPPORT AND TAX CREDITS

PART 4

AMENDMENTS OF THE SOCIAL SECURITY ADMINISTRATION ACT 1992 (C. 5)

- 55 In section 2AA (full entitlement to certain benefits conditional on work-focused interview for partner), in subsection (7), for the definition of “couple” substitute—
- ““couple” has the meaning given by section 137(1) of the Contributions and Benefits Act;”.
- 56 In section 3 (late claims for bereavement benefit where death is difficult to establish)
- (a) after “spouse” (in each place) insert “ or civil partner ”, and
- (b) after “spouse's” (in each place) insert “ or civil partner's ”.
- F157

Textual Amendments

- F1** Sch. 24 para. 57 repealed (6.4.2018) by Welfare Reform and Work Act 2016 (c. 7), ss. 20(11)(d), 36(6); S.I. 2018/438, reg. 2(1) (with reg. 2(2)(3))

- 58 (1) Amend section 71 (overpayments – general) as follows.
- (2) In subsection (9), for “married or unmarried couple” substitute “ couple ”.
- (3) After subsection (11) insert—
- “(12) In this section, “couple” has the meaning given by section 137(1) of the Contributions and Benefits Act.”
- 59 In section 73 (overlapping benefits – general), in subsections (2)(b) and (d) and (5) (b) and (d), for “wife or husband” substitute “ wife, husband or civil partner ”.
- 60 In section 74A (payment of benefit where maintenance payments collected by Secretary of State), in subsection (5)—
- (a) after the definition of “child maintenance” insert—
- ““couple” has the meaning given by section 137(1) of the Contributions and Benefits Act;”,
- (b) in the definition of “family”, for “married or unmarried couple” (in each place) substitute “ couple ”, and
- (c) omit the definitions of “married couple” and “unmarried couple”.

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- 61 (1) Amend section 78 (recovery of social fund awards) as follows.
 - (2) In subsection (3)(b), for “married or unmarried couple” substitute “ couple ”.
 - (3) For subsection (5) substitute—
 - “(5) In this section “couple” has the meaning given by section 137(1) of the Contributions and Benefits Act.”
 - (4) In subsection (6)—
 - (a) in paragraph (a), after “wife” insert “ or civil partner ”, and
 - (b) in paragraph (b), after “husband” insert “ or civil partner ”.
- 62 In section 105 (failure to maintain – general), in subsection (4), after “spouse” insert “ or civil partner ”.
- 63 (1) Amend section 107 (recovery of expenditure on income support: additional amounts and transfer of orders) as follows.
 - (2) In subsection (1)(b), after “wife” insert “ or civil partner ”.
 - (3) In subsection (15), after paragraph (a)(ii) of the definition of “maintenance order” insert—
 - “(iii) any order under Schedule 7 to the Civil Partnership Act 2004 for the making of periodical payments or for the payment of a lump sum.”.
- 64 In section 109B (power to require information), in subsection (5)(a), for “married, his spouse” substitute “ married or is a civil partner, his spouse or civil partner ”.
- 65 F2

Textual Amendments

F2 Sch. 24 para. 65 repealed (3.7.2007) by [Welfare Reform Act 2007 \(c. 5\)](#), ss. 40, 67, 70, Sch. 5 para. 14, Sch. 8

- 66 In section 156 (up-rating under section 150 of pensions increased under section 52(3) of the Contributions and Benefits Act)—
 - (a) in subsection (1), after “spouse” insert “ or civil partner ”, and
 - (b) in subsections (2) and (3), after “spouse's” (in each place) insert “ or civil partner's ”.

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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\(2\)](#)