



# Civil Partnership Act 2004

## 2004 CHAPTER 33

### PART 7

#### MISCELLANEOUS

#### **254 Social security, child support and tax credits**

- (1) Schedule 24 contains amendments relating to social security, child support and tax credits.
- (2) Subsection (3) applies in relation to any provision of any Act, Northern Ireland legislation or subordinate legislation which—
  - (a) relates to social security, child support or tax credits, and
  - (b) contains references (however expressed) to persons who are living or have lived together as husband and wife.
- (3) The power under section 259 to make orders amending enactments, Northern Ireland legislation and subordinate legislation is to be treated as including power to amend the provision to refer to persons who are living or have lived together as if they were civil partners.
- (4) Subject to subsection (5), section 175(3), (5) and (6) of the Social Security Contributions and Benefits Act 1992 (c. 4) applies to the exercise of the power under section 259 in relation to social security, child support or tax credits as it applies to any power under that Act to make an order (there being disregarded for the purposes of this subsection the exceptions in section 175(3) and (5) of that Act).
- (5) Section 171(3), (5) and (6) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7) applies to the exercise by a Northern Ireland department of the power under section 259 in relation to social security and child support as it applies to any power under that Act to make an order (there being disregarded for the purposes of this subsection the exceptions in section 171(3) and (5) of that Act).
- (6) The reference in subsection (2) to an Act or Northern Ireland legislation relating to social security is to be read as including a reference to—

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**Changes to legislation:** Civil Partnership Act 2004, Section 254 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](#)

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- (a) the Pneumoconiosis etc. (Workers' Compensation) Act 1979 (c. 41), and
- (b) the Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979 (S.I. 1979/925 (N.I. 9));

and the references in subsections (4) and (5) to social security are to be construed accordingly.

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#### **Commencement Information**

- II** S. 254 wholly in force at 5.12.2005; s. 254(2)-(6) in force at Royal Assent, see s. 263(8)(f); s. 254(1) in force at 5.12.2005 for certain purposes by S.I. 2005/3175, **art. 2(1)**, Sch. 1; s. 254(1) in force at 5.12.2005 for certain purposes by S.I. 2005/3255, **art. 2(1)**, Sch.

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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\(2\)](#)