
Changes to legislation: Pensions Act 2008, Part 2 is up to date with all changes known to be in force on or before 28 February 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 6

PENSION COMPENSATION ON DIVORCE ETC: ENGLAND AND WALES

PART 2

AMENDMENTS OF THE MATRIMONIAL AND FAMILY PROCEEDINGS ACT 1984

- 10 The Matrimonial and Family Proceedings Act 1984 (c. 42) is amended as follows.
- 11 In section 17 (orders for financial provision and property adjustment), at the end of subsection (1) add—
- “(c) if the marriage has been dissolved or annulled, make an order which would, within the meaning of that Part of that Act, be a pension compensation sharing order in relation to the marriage.”
- 12 In section 18(7) (matters to which court to have regard), for paragraph (c) substitute—
- “(c) “PPF compensation” means compensation payable under—
- (i) Chapter 3 of Part 2 of the Pensions Act 2004 (pension protection) or any regulations or order made under it,
- (ii) Chapter 1 of Part 3 of the Pensions Act 2008 (pension compensation sharing) or any regulations or order made under it, or
- (iii) any provision corresponding to the provisions mentioned in sub-paragraph (i) or (ii) in force in Northern Ireland.”
- 13 (1) Section 21 (application of certain provisions of Part 2 of the Matrimonial Causes Act 1973) is amended as follows.
- (2) After subsection (1)(bc) insert—
- “(bca) section 24E(3) to (10) (provisions about pension compensation orders in relation to divorce and nullity);
- “(bcb) section 24F (duty to stay pension compensation sharing orders);
- “(bcc) section 24G (apportionment of pension compensation sharing charges);”.
- (3) After subsection (1)(bf) insert—
- “(bg) section 25F (power, by financial provision order, to attach pension compensation payments, or to require the exercise of a right of commutation of pension compensation);”.
- (4) After subsection (1)(l) add—
- “(m) section 40B (appeals relating to pension compensation sharing orders which have taken effect).”

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(5) In subsection (2), for “and (be)” substitute “, (be) and (bg) ”.

(6) In subsection (4), at the end add “ or under subsections (1) to (3) of section 25G of that Act ”.

Commencement Information

- II** Sch. 6 para. 13 wholly in force at 6.4.2011; para. 13 not in force at Royal Assent see s. 149(1); para. 13(1)(6) in force at 6.3.2011 for specified purposes and para. 13 in force at 6.4.2011 so far as not already in force by [S.I. 2011/664](#), [art. 2\(2\)\(3\)](#), 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. 3(1A) inserted by [2023 c. 44 s. 1\(2\)](#)
- s. 5(1C) inserted by [2023 c. 44 s. 1\(3\)](#)
- s. 13(3)(ec) inserted by [2023 c. 20 Sch. para. 56](#)
- s. 13A inserted by [2023 c. 44 s. 1\(4\)](#)
- s. 24(1)(c) inserted by [2015 c. 8 Sch. 2 para. 43\(2\)\(d\)](#)
- s. 143(6)(7) inserted by [2023 c. 44 s. 1\(5\)\(b\)](#)