

SCHEDULE 1

Article 2(1)

Amendments of subordinate legislation relating to pension sharing on divorce

**Pensions on Divorce etc. (Provision of Information) Regulations 2000**

1.—(1) Amend the Pensions on Divorce etc. (Provision of Information) Regulations 2000(1) as follows.

- (2) In regulation 1 (citation, commencement and interpretation), in paragraph (2)—
  - (a) in the definition of “notice of discharge of liability”, after “former spouse” insert “or former civil partner”;
  - (b) in the definition of “notice of implementation”, after “former spouse” insert “or former civil partner”.
- (3) In regulation 2 (basic information about pensions and divorce)—
  - (a) in the heading preceding it, at the end add “or dissolution of a civil partnership”;
  - (b) in paragraph (1), after “the spouse” (in each place) insert “or civil partner”;
  - (c) in paragraph (6)—
    - (i) in sub-paragraph (b), after “spouse” insert “or civil partner”;
    - (ii) after “his spouse,” insert “civil partner,”.
- (4) In regulation 3 (information about pensions and divorce: valuation of pension benefits)—
  - (a) in the heading preceding it, after “and divorce” insert “and dissolution of a civil partnership”;
  - (b) in paragraph (1), for “section 23(1)(a)(i) or (iii)” substitute “section 23(a)(i), (ia), (iii) or (iv)”(2).
- (5) In regulation 10 (provision of information after receipt of an earmarking order), in paragraph (5)(a), after “divorce” insert “or dissolution of a civil partnership”.

**Pensions on Divorce etc. (Charging) Regulations 2000**

- 2.—(1) Amend the Pensions on Divorce etc. (Charging) Regulations 2000(3) as follows.
- (2) In regulation 2 (general requirements as to charges)—
  - (a) in paragraph (1)(a)(i), after “divorce” insert “or dissolution of a civil partnership”;
  - (b) in paragraph (2), for “his spouse” (in each place) substitute “the member’s spouse or civil partner”;
  - (c) in paragraph (8)(4)—
    - (i) for “his spouse” where those words first appear substitute “the member’s spouse or civil partner”;
    - (ii) in sub-paragraph (a), for “his spouse” substitute “the member’s spouse, civil partner”.
- (3) In regulation 6 (additional amounts recoverable in respect of pension sharing activity), in paragraph (2)(b), for “his spouse” substitute “the member’s spouse or civil partner”.

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(1) [S.I. 2000/1048](#).

(2) Sub-paragraphs (ia) and (iv) were inserted by paragraph 157(2) and (4) of Schedule 27 to the Civil Partnership Act 2004 (c. 33).

(3) [S.I. 2000/1049](#).

(4) Paragraph (8) was substituted by [S.I. 2000/2691](#).

*Status: This is the original version (as it was originally made).*

### **Pension Sharing (Valuation) Regulations 2000**

3. In regulation 2 of the Pension Sharing (Valuation) Regulations 2000<sup>(5)</sup> (rights under a pension arrangement which are not shareable), in paragraph (1)(b), after “by virtue of being the widow, widower” insert “, surviving civil partner”.

### **Pension Sharing (Implementation and Discharge of Liability) Regulations 2000**

4. In regulation 15 of the Pension Sharing (Implementation and Discharge of Liability) Regulations 2000<sup>(6)</sup> (disqualification as a destination for pension credit – annuity contracts and insurance policies), in paragraph (2)(b), for “widow or widower” substitute “widow, widower or surviving civil partner”.

### **Pension Sharing (Pension Credit Benefit) Regulations 2000**

5. In regulation 15 of the Pension Sharing (Pension Credit Benefit) Regulations 2000<sup>(7)</sup> (further conditions on which liability may be discharged), in paragraph (2)(a), for “widow or widower” substitute “widow, widower or surviving civil partner”.

### **Pension Sharing (Safeguarded Rights) Regulations 2000**

- 6.—(1) Amend the Pension Sharing (Safeguarded Rights) Regulations 2000<sup>(8)</sup> as follows.
- (2) In regulation 6 (ways of giving effect to safeguarded rights – money purchase schemes)—
- (a) in paragraph (2)—
    - (i) in sub-paragraph (a), for “widow or widower” substitute “widow, widower or surviving civil partner”;
    - (ii) in sub-paragraph (b), after “widower,” insert “surviving civil partner”;
  - (b) in paragraph (9)(a), for “widow or widower” substitute “widow, widower or surviving civil partner”.
- (3) In regulation 9 (ways of giving effect to safeguarded rights – salary related schemes), in paragraph (8)(a), for “widow or widower” substitute “widow, widower or surviving civil partner”.

### **Sharing of State Scheme Rights (Provision of Information and Valuation) (No. 2) Regulations 2000**

- 7.—(1) Amend the Sharing of State Scheme Rights (Provision of Information and Valuation) (No. 2) Regulations 2000<sup>(9)</sup> as follows.
- (2) In regulation 2 (basic information about the sharing of state scheme rights and divorce)—
- (a) in the heading preceding it, after “and divorce” add “or the dissolution of a civil partnership”;
  - (b) in paragraph (1)(b), after “spouse” (in each place) insert “or civil partner”;
  - (c) in paragraph (3)(c), after “spouse” insert “or civil partner”;
  - (d) in paragraph (5)—
    - (i) in sub-paragraph (b), after “the spouse” insert “or civil partner”;
    - (ii) after “his spouse,” insert “civil partner.”

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(5) [S.I. 2000/1052](#).  
(6) [S.I. 2000/1053](#).  
(7) [S.I. 2000/1054](#).  
(8) [S.I. 2000/1055](#).  
(9) [S.I. 2000/2914](#).

(3) In the heading preceding regulation 3 (information about the sharing of state scheme rights and divorce: valuation of shareable state scheme rights), after “and divorce” insert “or dissolution of a civil partnership”.