

SCHEDULE

AMENDMENTS TO STATUTORY INSTRUMENTS

Welsh Development Agency (Compensation) Regulations 1976

1. In the Welsh Development Agency (Compensation) Regulations 1976⁽¹⁾, in regulations 22, 23, 24, 28 and 31, insert “, surviving civil partner,” after “widow” in each place.

Local Authorities' Cemeteries Order 1977

2. In the Local Authorities' Cemeteries Order 1977⁽²⁾, in Schedule 3, in paragraph 17, for “husband or wife” substitute “spouse or a civil partner”.

State Awards (State Bursaries for Adult Education)(Wales) Regulations 1979

3. In the State Awards (State Bursaries for Adult Education)(Wales) Regulations 1979⁽³⁾, in Schedule 2—

- (a) in paragraphs 1(2)(a) and (b) after “his spouse” insert “ or civil partner or;”; and
- (b) in paragraph 4(1)(b) after “the spouse,” insert “civil partner,”.

National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988

4. In the National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988⁽⁴⁾, in regulation 2(1)—

- (a) in the definition of “partner”, in sub-paragraph (a) after “unmarried couple” insert “or of a civil partnership”; and
- (b) after “that couple” insert “or civil partnership (as the case may be)”.

National Health Service (Charges to Overseas Visitors) Regulations 1989

5. In the National Health Service (Charges to Overseas Visitors) Regulations 1989⁽⁵⁾, in regulations 4(4), 4A(2), 5(b) and (e) after “spouse” insert “, civil partner, ” in each place.

Valuation and Community Charge Tribunals Regulations 1989

6. In the Valuation and Community Charge Tribunals Regulations 1989⁽⁶⁾, in regulations 9(1)(f), 23(2) and 42(3) after “spouse” insert “or civil partner” in each place.

Council Tax (Additional Provisions for Discount Disregards) Regulations 1992

7. In the Council Tax (Additional Provisions for Discount Disregards) Regulations 1992⁽⁷⁾—

- (a) in regulation 3(1), in the paragraph concerning Class E, after “spouse” insert “, civil partner”; and

(1) S.I. 1976/2107.

(2) S.I. 1977/ 204.

(3) S.I. 1979 / 333, to which there are amendments not relevant to this Order.

(4) S.I. 1988/551, amended by, S.I. 1996/410, S.I. 2003/975 (W.134), S.I. 2003/2561 (W. 250); there are other amending instruments but none is relevant.

(5) S.I. 1989 / 306, amended by S.I. 2004/1433 (W. 146).

(6) S.I. 1989/439 amended by S.I. 1993/439, there are other amending instruments but none is relevant.

(7) S.I. 1992/552, amended by S.I. 1995/657; there are other amendments but none is relevant.

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- (b) at the end of paragraph (a) of sub-paragraph (1) of paragraph 4 of the Schedule, delete the word “or” and, after that paragraph, insert—
- “(aa) that person is the civil partner of the other or they live together as if they were civil partners; or”.

Council Tax (Exempt Dwellings) Order 1992

- 8.** In the Council Tax (Exempt Dwellings) Order 1992(**8**)—
- (a) in Article 2(5)—
- (i) in sub-paragraph (a) after “spouse” insert “or civil partner”;
- (ii) in sub-paragraph (i) after “marriage” insert “or civil partnership”;
- (iii) in sub-paragraph (ii)—
- (aa) after “marriage”, insert “and a relationship between two persons of the same sex living together as if they were civil partners is to be treated as a relationship by civil partnership;” and
- (bb) at the end, delete the word “and”;
- (iv) after sub-paragraph (iii), insert—
- “and
- (v) the child of the civil partner of a person (here “A”) shall be treated as A’s child.”;
- (b) in article 3, in the paragraph concerning Class N, in sub-paragraph (2)(a)(ii)—
- (i) after “spouse” insert “, civil partner,”; and
- (ii) for “either”, substitute “each”.

Council Tax (Administration and Enforcement) Regulations 1992

- 9.** In the Council Tax (Administration and Enforcement) Regulations 1992(**9**)—
- (a) in Regulation 32(1), in the definition of “net earnings”, in sub-paragraph (c)(ii) after “widows” insert “widowers, surviving civil partners”; and
- (b) in Regulation 58(1)(b) after “spouse” insert “or civil partner”.

Valuation Tribunals (Wales) Regulations 1995

- 10.** In the Valuation Tribunals (Wales) Regulations 1995(**10**), in regulations 7(1)(f), 23(2) and 42(3), after “spouse” insert “or civil partner”.

Housing Renewal Grants Regulations 1996

- 11.** In the Housing Renewal Grants Regulations 1996(**11**)—
- (a) in Regulation 2(1)—
- (i) in the definition of “close relative” after “spouse” insert “or civil partner”;
- (ii) in the definition of “family”—

(8) S.I. 1992/558, amended by S.I. 1993/150 and S.I. 1997/656; there are other amending instruments but none is relevant.

(9) S.I. 1992/613, to which there are amendments not relevant to this Order.

(10) S.I. 1995/3056, amended by S.I. 2004/1312 (W. 138).

(11) S.I. 1996/2890, amended by S.I. 1997/977, 1998/808, 1999/1523, 2000/973 (W. 43), 2001/2073 (W.145), 2002/2798 (W.266), and 2004/253 (W. 28), there are other amending instruments but none is relevant.

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- (aa) in paragraphs (a) and (b) after “married or unmarried couple”, insert “or both members of a civil partnership” in each place;
- (bb) in paragraph (c) after “married or unmarried couple”, insert “or of a civil partnership”;
- (iii) in the definition of “member of a couple” after “unmarried couple” insert “or of a civil partnership”;
- (iv) in the definition of “partner”, in paragraph (a), after “married or unmarried couple” insert “or of a civil partnership”;
- (v) in the definition of “unmarried couple” after “Schedule 3” omit the rest of the definition and substitute the following—
 - “(a) a man and woman who are not married to each other but are living together as husband and wife; or
 - (b) two persons of the same sex who are not civil partners but are living together as if they were civil partners;”
- (b) in Schedule 1, in paragraph 10A(1)(b), after “spouse” insert “or civil partner”; and
- (c) in Schedule 4, in paragraph 65 after “deceased spouse” insert “or deceased civil partner” in each place.

Council Tax (Prescribed Classes of Dwellings) Regulations 1998

12. In the Council Tax (Prescribed Classes of Dwellings) Regulations 1998(12), in the Schedule—

- (a) in paragraph 1(1) for “or for his spouse by reason of the spouse’s employment” substitute “or for his spouse or civil partner by reason of their employment”; and
- (b) in paragraphs 2(1), (2) and (3) after “spouse” insert “or civil partner”;
- (c) in paragraph 3, add at the end—
 - “; and references to the civil partner of a person are to be taken to include references to a person of the same sex who is living with the other as if they were that person’s civil partner”.

Education (School Government) (Wales) Regulations 1999

13. In the Education (School Government) (Wales) Regulations 1999(13), in Schedule 7—

- (a) in paragraph 1 insert the following new sub-paragraph after sub-paragraph 1(c)—
 - “(d) to a person’s civil partner includes someone living with that person as if he or she were that person’s civil partner”; and
- (b) in paragraph 2(4), after “spouse” insert “or civil partner”.

Local Government (Early Termination of Employment) (Discretionary Compensation) (England and Wales) Regulations 2000

14. In the Local Government (Early Termination of Employment) (Discretionary Compensation) (England and Wales) Regulations 2000(14), in Schedule 1, in paragraph 1, in the definition of “eligible child”, in sub-paragraph (c)(ii), after “married” insert “or entered into civil partnership with”.

(12) S.I. 1998/105, to which there are amendments not relevant to this Order.

(13) S.I. 1999/2242, amended by S.I. 2001/2263 (W.164). There are other amending instruments but none is relevant to this Order.

(14) S.I. 2000/1410, to which there are amendments not relevant to this Order.

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Home Energy Efficiency Schemes (Wales) Regulations 2000

15. In the Home Energy Efficiency Schemes (Wales) Regulations 2000(**15**), in regulations 5(1) (a), 5(1)(b), 5(2)(a), 5(2)(b), 5(2)(d), and 5(6) after “spouse” insert “or civil partner”.

Standards Committees (Wales) Regulations 2001

16. In the Standards Committees (Wales) Regulations 2001(**16**), in regulation 2, in the definition of “independent member”, in paragraph (c) after “spouse” insert “or civil partner”.

Care Homes (Wales) Regulations 2002

17. In the Care Homes (Wales) Regulations 2002(**17**)—

(a) in regulation 2(1), in the definition of “relative”—

(i) in paragraphs (a), (b), (c), and (d), after “spouse” insert “or civil partner”;

(ii) after “his child,” delete “and”;

(iii) after “wife” insert “, and references to a “civil partner” include a former civil partner.”; and

(b) In Schedule 3, in paragraph 3(a) after “marital status” insert “or civil partnership status”.

Private and Voluntary Health Care (Wales) Regulations 2002

18. In the Private and Voluntary Health Care (Wales) Regulations 2002(**18**), in Schedule 3, in Part II, in paragraph 1(a) after “marital status,” insert “or civil partnership status”.

Registration of Social Care and Independent Health Care (Wales) Regulations 2002

19. In the Registration of Social Care and Independent Health Care (Wales) Regulations 2002(**19**), in regulation 2(1), in the definition of “relative”—

(a) in sub-paragraphs (a), (b), and (c), after “spouse” insert “or civil partner”;

(b) after “the person’s child,” delete “and”; and

(c) after “wife” insert “, and references to a “civil partner” include a former civil partner.”

Local Health Boards (Constitution, Membership and Procedures) (Wales) Regulations 2003

20. In the Local Health Boards (Constitution, Membership and Procedures) (Wales) Regulations 2003(**20**), in regulation 15(5), after “(whether of different sexes or not),” insert “or as civil partners”.

Fostering Services (Wales) Regulations 2003

21. In the Fostering Services (Wales) Regulations 2003(**21**) in regulation 24(10)—

(a) in paragraph (a) after “married to” insert “or the civil partner of”;

(b) in paragraph (c) after “married” insert “or with whom Person B has registered a civil partnership”;

(15) S.I. 2000/2959 (W. 190).

(16) S.I. 2001/2283 (W.172)

(17) S.I. 2002/324 (W. 37), amended by S.I. 2002/2935 (W. 277); there are other amending instruments but none is relevant.

(18) S.I. 2002/325 (W. 38), to which there are amendments not relevant to this Order.

(19) S.I. 2002/919 (W. 107), to which there are amendments not relevant to this order.

(20) S.I. 2003/149 (W. 19), to which there are amendments not relevant to this Order.

(21) S.I. 2003/237 (W. 35).

- (c) in Schedule 3, in paragraph 2—
 - (i) after “marital” insert “or civil partnership”; and
 - (ii) after “marriage” insert “, civil partnership”.

Residential Family Centres (Wales) Regulations 2003

22. In the Residential Family Centres (Wales) Regulations 2003(22), in Schedule 4, in paragraph 2(a) after “marital status” insert “or civil partnership status”.

Domiciliary Care Agencies (Wales) Regulations 2004

23. In the Domiciliary Care Agencies (Wales) Regulations 2004(23), in Regulation 2(1), in the definition of “relative”—

- (a) in sub-paragraphs (a), (b), and (c) after “spouse” insert “or civil partner”;
- (b) after “his or her child,” delete “and”; and
- (c) after “wife” insert “, and references to a “civil partner” include a former civil partner.”

RTM Companies (Memorandum and Articles of Association) (Wales) Regulations 2004

24. In the RTM Companies (Memorandum and Articles of Association) (Wales) Regulations 2004(24), in Schedule 1, in Part 1 (Memorandum of Association), in paragraph 4(u) after “surviving spouses insert “, civil partners, surviving civil partners, ”.

Leasehold Valuation Tribunals (Fees) (Wales) Regulations 2004

25. In the Leasehold Valuation Tribunals (Fees) (Wales) Regulations 2004(25), in regulation 8(4), in sub-paragraph (b) (which defines “partner” for the purpose of that regulation), after “spouse” insert “or civil partner”.

Service Charges (Consultation Requirements) (Wales) Regulations 2004

26. In the Service Charges (Consultation Requirements) (Wales) Regulations 2004(26), in regulation 2(1), in the definition of “close relative” after “spouse” insert “, civil partner”.

Local Authorities (Conduct of Referendums) (Wales) Regulations 2004

27. In the Local Authorities (Conduct of Referendums) (Wales) Regulations 2004(27), in Schedule 3—

- (a) in Table 2, in the entry relating to section 61 of the Representation of the People Act 1983(28), in column (2), subsection (4), after “wife, insert “civil partner”; and
- (b) in Table 3, in the entry relating to Rule 29 of the Local Elections (Principal Areas) Rules 1986(29), in column (2), in paragraph (2B), after “wife” insert “civil partner” in each place.

(22) S.I. 2003/781 (W.92), to which there are amendments not relevant to this Order.

(23) S.I. 2004/219 (W.23), to which there are amendments not relevant to this Order.

(24) S.I. 2004/675 (W. 64).

(25) S.I. 2004/683 (W.71).

(26) S.I. 2004/684 (W.72).

(27) S.I. 2004/ 870 (W. 85).

(28) 1983 c. 2, amended by the Representation of the People Act 1985 (c. 50), Schedules 2 and 5 and by the Greater London Authority Act 1999 (c. 29), Schedule 3, paragraphs 1 and 10.

(29) S.I. 1986/2214

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Community Care, Services for Carers and Children’s Services (Direct Payments) (Wales) Regulations 2004

28. In the Community Care, Services for Carers and Children’s Services (Direct Payments) (Wales) Regulations 2004⁽³⁰⁾ in regulations 7(2)(a), (b), (d) and (e) after “spouse” insert “or civil partner” in each place.

Adult Placement Schemes (Wales) Regulations 2004

29. In the Adult Placement Schemes (Wales) Regulations 2004⁽³¹⁾, in Regulation 2(1), in the definition of “relative”—

- (a) in the indented paragraphs (a), (b), (c) and (d) after “spouse” insert “or civil partner” in each place; and
- (b) in the final paragraph after “wife” insert, and references to a “civil partner” include a former civil partner”.

⁽³⁰⁾ S.I. 2004/ 1748 (W. 185).

⁽³¹⁾ S.I. 2004/1756 (W.188).