



County Courts Act (Northern Ireland) 1959

1959 CHAPTER 25

PART XIII

SUPERANNUATION

[^{F1}WIDOWS', SURVIVING CIVIL PARTNERS' AND CHILDRENS' PENSIONS]

122 [^{F1}Power to grant widows', surviving civil partners' and children's pensions].

[^{F1}(1)] Subject to the provisions of sections one hundred and twenty-one to one hundred and thirty-three, on the death after the commencement of this Part of a person (in this Part referred to as “the deceased”) who—

- (a) had become eligible for a pension for service; or
- (b) was serving at the time of his death and would, if he had then retired on the ground of permanent infirmity, have become eligible for a pension for such service;

there may be granted in respect of his service—

- (i) where he leaves a widow, a pension to that widow (in this Part referred to as a “widow's pension”);
- [^{F1}(ia) where he leaves a surviving civil partner, a pension to that surviving civil partner (in this Part referred to as a “surviving civil partner's pension”); and]
- [^{F1}(ii) where he had a wife or a civil partner at any time during his service (whether or not the marriage or civil partnership continued until his death and whether or not a widow's pension or surviving civil partner's pension is or can be granted), a pension for the benefit of any relevant children (in this Part referred to as a “children's pension”)]

[^{F1}(2) In subsection (1)(ii), “relevant children” means”

- (a) in relation to a marriage, any children of the marriage, and
- (b) in relation to a civil partnership, any children of the family,

Status: Point in time view as at 01/01/2006.

Changes to legislation: *There are currently no known outstanding effects for the County Courts Act (Northern Ireland) 1959, Section 122. (See end of Document for details)*

and in paragraph (b) “children of the family” is to be construed in accordance with Article 2(2) of the Children (Northern Ireland) Order 1995[9].]

F1 SI 2005/3325

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