
Changes to legislation: Civil Partnership Act 2004, Part 13 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

SCHEDULES

SCHEDULE 24

SOCIAL SECURITY, CHILD SUPPORT AND TAX CREDITS

PART 13

AMENDMENTS OF THE STATE PENSION CREDIT ACT 2002 (C. 16)

- 140 In sections 2(5)(a) and (8)(b), 3(1)(b), 4(1), 5, 6(3)(c)(ii) and 9(4)(a), (b) and (d), for “married or unmarried couple” substitute “couple”.
- 141 In section 2(5)(b), for “such a couple” substitute “a couple”.
- 142 (1) Amend subsection (1) of section 17 (other interpretation provisions) as follows.
- (2) After the definition of “the Contributions and Benefits Act” insert—
- ““couple” means—
- (a) a man and woman who are married to each other and are members of the same household;
 - (b) a man and woman who are not married to each other but are living together as husband and wife otherwise than in prescribed circumstances;
 - (c) two people of the same sex who are civil partners of each other and are members of the same household; or
 - (d) two people of the same sex who are not civil partners of each other but are living together as if they were civil partners otherwise than in prescribed circumstances;”.
- (3) In the definition of “foreign war widow’s or widower’s pension” for “widow or widower” (in each place) substitute “widow, widower or surviving civil partner”.
- (4) Omit the definitions of “married couple” and “unmarried couple”.
- (5) In the definition of “war widow’s or widower’s pension”—
- (a) in paragraph (a), for “any widow’s or widower’s” substitute “any widow’s, widower’s or surviving civil partner’s”, and
 - (b) in paragraph (b), for “widow or widower” substitute “widow, widower or surviving civil partner”.
- 143 After section 17(1) insert—
- “(1A) For the purposes of this Act, two people of the same sex are to be regarded as living together as if they were civil partners if, but only if, they would be regarded as living together as husband and wife were they instead two people of the opposite sex.”

Changes to legislation:

Civil Partnership Act 2004, Part 13 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.

[View outstanding changes](#)

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\(2\)](#)