
Changes to legislation: Civil Partnership Act 2004, Cross Heading: Application to orders under paragraphs 5 and 9 of provisions of Schedule 5 is up to date with all changes known to be in force on or before 11 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 7

FINANCIAL RELIEF IN ENGLAND AND WALES AFTER OVERSEAS DISSOLUTION ETC. OF A CIVIL PARTNERSHIP

PART 1

FINANCIAL RELIEF

Application to orders under paragraphs 5 and 9 of provisions of Schedule 5

- 14 (1) The following provisions of Schedule 5 apply in relation to an order made under paragraph 5 or 9 of this Schedule as they apply in relation to a like order made under that Schedule—
- (a) paragraph 3(1) to (3) and (7) (lump sums);
 - (b) paragraph 11(2) to (4), 12(2), 13 and 14 (orders for sale);
 - (c) paragraphs 17, 18 and 19(2) and (3) (pension sharing);
 - [^{F1}(ca) paragraphs 19C, 19D and 19E(2) and (3) (pension compensation sharing);]
 - (d) paragraphs 25 and 26 (orders under Part 1 relating to pensions);
 - (e) paragraphs 31 to [^{F2}34 and 35 to 37] (orders under Part 1 relating to pensions where Board has assumed responsibility for scheme);
 - [^{F3}(ea) paragraph 34A (orders under Part 1 relating to pension compensation attachment);]
 - (f) paragraphs 47(1) to (4) and (6) and 49 (duration of orders);
 - (g) paragraphs 50 to 54 and 57 to 62, except paragraph 50(1)(g) (variation etc. of orders);
 - (h) paragraphs 63 to 65 (arrears and repayments);
 - (i) paragraphs 76 to [^{F4}79A] (drafting of instruments, bankruptcy, mental disorder [^{F5}, pension-sharing appeals and pension compensation-sharing appeals]).
- (2) Sub-paragraph (1)(d) [^{F6}and (ea)] does not apply where the court has jurisdiction to entertain an application for an order under paragraph 9 only because a dwelling-house which was a civil partnership home of the civil partners is situated in England or Wales.
- (3) Paragraph 27 of Schedule 5 (change of pension arrangement under which rights are shared) applies in relation to an order made under paragraph 9 of this Schedule by virtue of sub-paragraph (1)(d) above as it applies to an order made under Part 1 of Schedule 5 by virtue of paragraph 25 or 26 of that Schedule.
- (4) The Lord Chancellor may by regulations make for the purposes of this Schedule provision corresponding to any provision which may be made by him under

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paragraph 28(1) to (3) of Schedule 5 (supplementary provision about orders relating to pensions under Part 1 of that Schedule) [^{F7}or under paragraphs 34B to 36 of that Schedule (supplementary provision about orders relating to pension compensation)].

- (5) The power to make regulations under this paragraph is exercisable by statutory instrument which is subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F1** Sch. 7 para. 14(1)(ca) inserted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(a)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F2** Words in Sch. 7 para. 14(1)(e) substituted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(b)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F3** Sch. 7 para. 14(1)(ea) inserted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(c)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F4** Word in Sch. 7 para. 14(1)(i) substituted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(d)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F5** Words in Sch. 7 para. 14(1)(i) substituted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(e)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F6** Words in Sch. 7 para. 14(2) inserted (6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(f)**; S.I. 2011/664, **art. 2(3)**, Sch. Pt. 2
- F7** Words in Sch. 7 para. 14(4) added (6.3.2011 for specified purposes otherwise 6.4.2011) by Pensions Act 2008 (c. 30), ss. 120, 149, **Sch. 6 para. 20(4)(g)**; S.I. 2011/664, **art. 2(2)(3)**, Sch.

Modifications etc. (not altering text)

- C1** Sch. 7 para. 14 wholly in force at 5.12.2005; Sch. 7 para. 14 not in force at Royal Assent see s. 263; Sch. 7 para. 14(4)(5) in force at 15.4.2005 by S.I. 2005/1112, **art. 2**, Sch. 1 and Sch. 7 para. 14 in force otherwise at 5.12.2005 by S.I. 2005/3175, **art. 2(1)**, Sch. 1

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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. 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\(2\)](#)