

SCHEDULES

SCHEDULE 6

PENSION COMPENSATION ON DIVORCE ETC: ENGLAND AND WALES

PART 2

AMENDMENTS OF THE MATRIMONIAL AND FAMILY PROCEEDINGS ACT 1984

- 10 The Matrimonial and Family Proceedings Act 1984 (c. 42) is amended as follows.
- 11 In section 17 (orders for financial provision and property adjustment), at the end of subsection (1) add—
- “(c) if the marriage has been dissolved or annulled, make an order which would, within the meaning of that Part of that Act, be a pension compensation sharing order in relation to the marriage.”
- 12 In section 18(7) (matters to which court to have regard), for paragraph (c) substitute—
- “(c) “PPF compensation” means compensation payable under—
- (i) Chapter 3 of Part 2 of the Pensions Act 2004 (pension protection) or any regulations or order made under it,
- (ii) Chapter 1 of Part 3 of the Pensions Act 2008 (pension compensation sharing) or any regulations or order made under it, or
- (iii) any provision corresponding to the provisions mentioned in sub-paragraph (i) or (ii) in force in Northern Ireland.”
- 13 (1) Section 21 (application of certain provisions of Part 2 of the Matrimonial Causes Act 1973) is amended as follows.
- (2) After subsection (1)(bc) insert—
- “(bca) section 24E(3) to (10) (provisions about pension compensation orders in relation to divorce and nullity);
- “(bcb) section 24F (duty to stay pension compensation sharing orders);
- “(bcc) section 24G (apportionment of pension compensation sharing charges);”.
- (3) After subsection (1)(bf) insert—
- “(bg) section 25F (power, by financial provision order, to attach pension compensation payments, or to require the exercise of a right of commutation of pension compensation);”.
- (4) After subsection (1)(l) add—
- “(m) section 40B (appeals relating to pension compensation sharing orders which have taken effect).”

Status: *This is the original version (as it was originally enacted).*

- (5) In subsection (2), for “and (be)” substitute “, (be) and (bg)”.
- (6) In subsection (4), at the end add “or under subsections (1) to (3) of section 25G of that Act”.