

SCHEDULE 1

Article 2(1)

Amendments of subordinate legislation relating to pension sharing on divorce

Pensions on Divorce etc. (Provision of Information) Regulations 2000

1.—(1) Amend the Pensions on Divorce etc. (Provision of Information) Regulations 2000 ^{M1} as follows.

- (2) In regulation 1 (citation, commencement and interpretation), in paragraph (2)—
 - (a) in the definition of “notice of discharge of liability”, after “former spouse” insert “ or former civil partner ”;
 - (b) in the definition of “notice of implementation”, after “former spouse” insert “ or former civil partner ”.
- (3) In regulation 2 (basic information about pensions and divorce)—
 - (a) in the heading preceding it, at the end add “ or dissolution of a civil partnership ”;
 - (b) in paragraph (1), after “the spouse” (in each place) insert “ or civil partner ”;
 - (c) in paragraph (6)—
 - (i) in sub-paragraph (b), after “spouse” insert “ or civil partner ”;
 - (ii) after “his spouse,” insert “ civil partner, ”.
- (4) In regulation 3 (information about pensions and divorce: valuation of pension benefits)—
 - (a) in the heading preceding it, after “and divorce” insert “ and dissolution of a civil partnership ”;
 - (b) in paragraph (1), for “section 23(1)(a)(i) or (iii)” substitute “ section 23(a)(i), (ia), (iii) or (iv) ”^{M2}.
- (5) In regulation 10 (provision of information after receipt of an earmarking order), in paragraph (5)(a), after “divorce” insert “ or dissolution of a civil partnership ”.

Marginal Citations

M1 [S.I. 2000/1048](#).

M2 Sub-paragraphs (ia) and (iv) were inserted by paragraph 157(2) and (4) of Schedule 27 to the [Civil Partnership Act 2004 \(c. 33\)](#).

Pensions on Divorce etc. (Charging) Regulations 2000

- 2.—(1) Amend the Pensions on Divorce etc. (Charging) Regulations 2000 ^{M3} as follows.
- (2) In regulation 2 (general requirements as to charges)—
 - (a) in paragraph (1)(a)(i), after “divorce” insert “ or dissolution of a civil partnership ”;
 - (b) in paragraph (2), for “his spouse” (in each place) substitute “ the member's spouse or civil partner ”;
 - (c) in paragraph (8) ^{M4}—
 - (i) for “his spouse” where those words first appear substitute “ the member's spouse or civil partner ”;
 - (ii) in sub-paragraph (a), for “his spouse” substitute “ the member's spouse, civil partner ”.

Changes to legislation: There are currently no known outstanding effects for the The Civil Partnership (Pensions, Social Security and Child Support) (Consequential, etc. Provisions) Order 2005, SCHEDULE 1. (See end of Document for details)

(3) In regulation 6 (additional amounts recoverable in respect of pension sharing activity), in paragraph (2)(b), for “his spouse” substitute “ the member's spouse or civil partner ”.

Marginal Citations

M3 [S.I. 2000/1049](#).

M4 Paragraph (8) was substituted by [S.I. 2000/2691](#).

Pension Sharing (Valuation) Regulations 2000

3. In regulation 2 of the Pension Sharing (Valuation) Regulations 2000 ^{M5} (rights under a pension arrangement which are not shareable), in paragraph (1)(b), after “by virtue of being the widow, widower” insert “ , surviving civil partner ”.

Marginal Citations

M5 [S.I. 2000/1052](#).

Pension Sharing (Implementation and Discharge of Liability) Regulations 2000

4. In regulation 15 of the Pension Sharing (Implementation and Discharge of Liability) Regulations 2000 ^{M6} (disqualification as a destination for pension credit – annuity contracts and insurance policies), in paragraph (2)(b), for “widow or widower” substitute “ widow, widower or surviving civil partner ”.

Marginal Citations

M6 [S.I. 2000/1053](#).

Pension Sharing (Pension Credit Benefit) Regulations 2000

5. In regulation 15 of the Pension Sharing (Pension Credit Benefit) Regulations 2000 ^{M7} (further conditions on which liability may be discharged), in paragraph (2)(a), for “widow or widower” substitute “ widow, widower or surviving civil partner ”.

Marginal Citations

M7 [S.I. 2000/1054](#).

Pension Sharing (Safeguarded Rights) Regulations 2000

6.—(1) Amend the Pension Sharing (Safeguarded Rights) Regulations 2000 ^{M8} as follows.

(2) In regulation 6 (ways of giving effect to safeguarded rights – money purchase schemes)—

(a) in paragraph (2)—

(i) in sub-paragraph (a), for “widow or widower” substitute “ widow, widower or surviving civil partner ”;

(ii) in sub-paragraph (b), after “widower,” insert “ surviving civil partner ”;

(b) in paragraph (9)(a), for “widow or widower” substitute “ widow, widower or surviving civil partner ”.

(3) In regulation 9 (ways of giving effect to safeguarded rights – salary related schemes), in paragraph (8)(a), for “widow or widower” substitute “ widow, widower or surviving civil partner ”.

Marginal Citations

M8 [S.I. 2000/1055](#).

Sharing of State Scheme Rights (Provision of Information and Valuation) (No. 2) Regulations 2000

7.—(1) Amend the Sharing of State Scheme Rights (Provision of Information and Valuation) (No. 2) Regulations 2000 ^{M9} as follows.

(2) In regulation 2 (basic information about the sharing of state scheme rights and divorce)—

(a) in the heading preceding it, after “and divorce” add “ or the dissolution of a civil partnership ”;

(b) in paragraph (1)(b), after “spouse” (in each place) insert “ or civil partner ”;

(c) in paragraph (3)(c), after “spouse” insert “ or civil partner ”;

(d) in paragraph (5)—

(i) in sub-paragraph (b), after “the spouse” insert “ or civil partner ”;

(ii) after “his spouse,” insert “ civil partner, ”.

(3) In the heading preceding regulation 3 (information about the sharing of state scheme rights and divorce: valuation of shareable state scheme rights), after “and divorce” insert “ or dissolution of a civil partnership ”.

Marginal Citations

M9 [S.I. 2000/2914](#).

Changes to legislation:

There are currently no known outstanding effects for the The Civil Partnership (Pensions, Social Security and Child Support) (Consequential, etc. Provisions) Order 2005, SCHEDULE 1.