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STATUTORY INSTRUMENTS

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**2014 No. 78**

The National Health Service Pension Scheme, Additional  
Voluntary Contributions, Compensation for Premature  
Retirement and Injury Benefits (Amendment) Regulations 2014

PART 5

Amendment of the National Health Service (Compensation  
for Premature Retirement) Regulations 2002

**Part 5: General**

**21.** The National Health Service (Compensation for Premature Retirement) Regulations 2002<sup>(1)</sup> are amended in accordance with this Part.

**Amendment of regulation 2**

**22.**—(1) Regulation 2 (interpretation)<sup>(2)</sup> is amended as follows.

(2) At the appropriate place in the alphabetical order, insert—

““civil partner” and “civil partnership” are to be construed in accordance with regulation 2A;”;  
““widow” and “widower” do not include a reference to marriage of a same sex couple;”.

**Insertion of regulation 2A**

**23.** After regulation 2 (interpretation), insert—

**“Civil partnerships and marriage of same sex couples**

**2A.**—(1) In these Regulations, except as provided in paragraph (5), a reference to—

- (a) civil partnership is to be read as including a reference to marriage of a same sex couple and a reference to civil partners and a person who is in a civil partnership is to be construed accordingly;
- (b) a person who is living with another person as if they were in a civil partnership is to be read as including a reference to a person who is living with another person of the same sex as if they were married.

(2) Where paragraph (1) requires a reference to be read in a particular way, any related reference (such as a reference to a civil partnership that has ended, a reference to a person whose civil partnership has ended, or a reference to persons formerly living together as civil partners) is to be read accordingly.

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(1) [S.I. 2002/1311](#).

(2) Regulation 2 was amended by [S.I. 2002/2469](#), [2003/631](#), [2004/696](#) and [2007/3280](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(3) For the purposes of paragraphs (1) and (2) it does not matter how a reference is expressed.

(4) The application of the Marriage (Same Sex Couples) Act 2013<sup>(3)</sup> in relation to these Regulations is modified so that—

(a) section 11(1) and (2) has effect subject to paragraphs (1) to (3); and

(b) Schedule 3 does not apply to the interpretation of these Regulations.

(5) In this regulation, “civil partnership” and “civil partners” have the meanings given by section 1 of the Civil Partnership Act 2004<sup>(4)</sup>.”.

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<sup>(3)</sup> 2013 c.30.  
<sup>(4)</sup> 2004 c.33.