
Changes to legislation: There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Paragraph 21. (See end of Document for details)

SCHEDULES

SCHEDULE 4

EFFECT OF EXTENSION OF MARRIAGE: FURTHER PROVISION

PART 6

OCCUPATIONAL PENSIONS AND SURVIVOR BENEFITS

Pension Schemes Act 1993

- 21 [F1(1) Section 24D (survivors' benefits) is amended as follows.
- (2) Subsection (2): after “earner” insert “ is a man married to a woman or a woman married to a woman in a relevant gender change case, and the earner ”.
 - (3) Subsection (3)—
 - (a) after “earner” insert “ is a married woman (other than in a relevant gender change case), a man married to a man, or a civil partner, and the earner ”;
 - (b) after “widower” insert “ , widow ”.
 - (4) After subsection (3) insert—
 - “(4) In relation to an earner who is a woman, a reference in this section to a relevant gender change case is a reference to a case where—
 - (a) the earner is a woman by virtue of a full gender recognition certificate having been issued under the Gender Recognition Act 2004, and
 - (b) the marriage of the earner and her widow (that ends with the earner's death) subsisted before the time when the certificate was issued.
 - (5) This section is subject to regulations under section 38A.”.]

Textual Amendments

- F1** Sch. 4 para. 21 omitted (28.4.2022 for specified purposes) by virtue of Pension Schemes (Conversion of Guaranteed Minimum Pensions) Act 2022 (c. 33), ss. 1(11), 3(4)(a)

Commencement Information

- I1** Sch. 4 para. 21 in force at 13.3.2014 for specified purposes by S.I. 2014/93, art. 3(j)(vi)
I2 Sch. 4 para. 21 in force at 10.12.2014 in so far as not already in force by S.I. 2014/3169, art. 2

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