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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 2

Amendment of the National Health Service Pension Scheme Regulations 1995

**Insertion of regulation A4**

4. After regulation A3 (approved Out of Hours providers), insert—

**“A4 Civil partnerships and marriage of same sex couples**

(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.

(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>(1)</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>(2)</sup>.”

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(1) 2013 c.30.  
(2) 2004 c.33.