
Changes to legislation: There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Paragraph 23. (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

23 Before section 39 insert—

Regulations about relevant gender change cases

- “38A(1) The Secretary of State may, by regulations, make provision for—
- (a) section 17,
 - (b) section 24D, or
 - (c) section 37,
- to have its special effect in relevant gender change cases only if conditions prescribed in the regulations are met.
- (2) Regulations under subsection (1) may, in particular, prescribe conditions that relate to the provision of information by—
- (a) one or both of the members of married same sex couples, or
 - (b) the survivors of such couples.
- (3) The Secretary of State may, by regulations, make further provision about cases where (because of regulations under subsection (1))—
- (a) section 17,
 - (b) section 24D, or
 - (c) section 37,
- does not have its special effect in relevant gender change cases.
- (4) Regulations under subsection (3) may, in particular, provide for the section in question to have its ordinary effect in relevant gender change cases.
- (5) Regulations under subsection (1) or (3) may, in particular, modify or disapply any enactment that concerns information relating to—
- (a) the gender or sex of a person, or
 - (b) the change of gender or sex of a person,
- including any enactment that concerns requests for, or disclosure of, such information.
- (6) In this section, in relation to section 17, 24D or 37—

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- (a) “relevant gender change case” has the same meaning as in that section;
- (b) “special effect” means the effect which the section has (if regulations under subsection (1) of this section are ignored) in relation to relevant gender change cases, insofar as that effect is different from the section's ordinary effect;
- (c) “ordinary effect” means the effect which the section has in relation to same sex married couples in cases that are not relevant gender change cases.”.

Commencement Information

II Sch. 4 para. 23 in force at 30.6.2014 by S.I. 2014/1662, art. 3(a)

Changes to legislation:

There are currently no known outstanding effects for the Marriage (Same Sex Couples) Act 2013, Paragraph 23.