
STATUTORY INSTRUMENTS

2014 No. 78

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

PART 3

Amendment of the National Health Service Pension Scheme Regulations 2008

Insertion of regulation 3.A.1A

15. After regulation 3.A.1 (interpretation of Part 3: general)(1), insert—

“3.A.1A. Civil partnerships and marriage of same sex couples

(1) In this Part, 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(2) 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 this Part.

(5) In this regulation, “civil partnership” and “civil partners” have the meanings given by section 1 of the Civil Partnership Act 2004(3).”

(1) Regulation 3.A.1 was amended by S.I. 2008/2263, 2009/381 and 2446, 2010/234 and 492, 2012/610 and 2013/413.
(2) 2013 c.30.
(3) 2004 c.33.