

SCHEDULE 3

Amendments of subordinate legislation relating to social security

Social Security Benefit (Persons Abroad) Regulations 1975

5.—(1) Amend the Social Security Benefit (Persons Abroad) Regulations 1975^{M1} as follows.

(2) In regulation 2 (modification of the Act in relation to incapacity benefit, severe disablement allowance, unemployability supplement and maternity allowance)^{M2}, in paragraph (5)(b)^{M3} after “spouse,” insert “civil partner,”.

(3) In regulation 4 (modification of the Act in relation to widow's benefit, bereavement benefit, child's special allowance, guardian's allowance and retirement pension)^{M4}—

(a) in paragraph (2B)^{M5}—

(i) in sub-paragraph (a)—

(aa) after “deceased spouse” insert “or deceased civil partner”;

(bb) after “surviving spouse” insert “or surviving civil partner”;

(cc) after “deceased spouse's” insert “or deceased civil partner's”;

(ii) in sub-paragraph (b)—

(aa) after “surviving spouse” insert “or surviving civil partner”;

(bb) after “deceased spouse's” insert “or deceased civil partner's”;

(iii) in sub-paragraph (c), after “surviving spouse” insert “or surviving civil partner”;

(b) in paragraph (4)^{M6}—

(i) after “surviving spouse” (in each place) insert “or surviving civil partner”;

(ii) after “former spouse” (in each place) insert “or former civil partner”.

(4) In regulation 5 (application of disqualification in respect of up-rating of benefit)—

(a) in paragraph (3)—

(i) in sub-paragraph (b)^{M7}—

(aa) for “a widow or a widower” substitute “a widow, a widower or a surviving civil partner”;

(bb) after “former spouse” insert “or former civil partner”;

(ii) in sub-paragraph (d)^{M8} after “deceased spouse” insert “or deceased civil partner”;

(b) in paragraph (6)^{M9} after “former spouse” (in each place) insert “or former civil partner”;

(c) in paragraph (7)^{M10}—

(i) after “spouse” (in each place) insert “or civil partner”;

(ii) after “were husband and wife” insert “or were civil partners”;

(iii) after “became husband and wife” insert “or formed a civil partnership”.

(5) In regulation 13 (modification of the Act in relation to a dependant)—

(a) after “A husband or wife” insert “or civil partner”;

(b) after “spouse” (in each place) insert “or civil partner”;

(c) after “spouse's” insert “or civil partner's”;

(d) for “the husband or wife” substitute “the husband, wife or civil partner”.

Changes to legislation: There are currently no known outstanding effects for the *The Civil Partnership (Pensions, Social Security and Child Support) (Consequential, etc. Provisions) Order 2005, Paragraph 5*. (See end of Document for details)

Marginal Citations

- M1** [S.I. 1975/563](#).
- M2** The heading to regulation 2 was substituted by [S.I. 1994/268](#) and amended by [S.I. 1995/829](#).
- M3** Paragraph (5) was inserted by [S.I. 1994/268](#) and amended by [S.I. 1995/829](#).
- M4** The heading to regulation 4 was amended by [S.I. 2000/2876](#).
- M5** Paragraph (2B) was inserted by [S.I. 2000/2876](#), and sub-paragraph (a) was substituted by [S.I. 2001/2618](#).
- M6** Paragraph (4) was inserted by [S.I. 1979/1432](#).
- M7** Sub-paragraph (b) was substituted by [S.I. 1979/1432](#).
- M8** Sub-paragraph (d) was amended by [S.I. 1989/1642](#) and [S.I. 2000/2876](#).
- M9** Paragraph (6) was substituted by [S.I. 1979/1432](#) and amended by [S.I. 1989/1642](#) and [S.I. 1994/1832](#).
- M10** Paragraph (7) was substituted by [S.I. 1979/1432](#) and amended by [S.I. 1989/1642](#).

Changes to legislation:

There are currently no known outstanding effects for the The Civil Partnership (Pensions, Social Security and Child Support) (Consequential, etc. Provisions) Order 2005, Paragraph 5.