

SCHEDULE 1

Consequential Amendments to Subordinate Legislation

Armed Forces Pension Scheme Order 2005

34. In Part E of Schedule 1 to the Armed Forces Pension Scheme Order 2005⁽¹⁾ (death benefits), for rule E.2(3)(b) substitute—

- “(b) the person and the member were not prevented from—
- (i) marrying, or prior to the date on which section 1 of the Marriage (Same Sex Couples) Act 2013 came fully into force would not have been so prevented apart from both being of the same sex, or
 - (ii) forming a civil partnership, or would not have been so prevented apart from being of the opposite sex to each other, and”.

(1) [S.I. 2005/438](#), to which there are amendments not relevant to this Order.