
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 4

Amendment of the National Health Service Pension Scheme
(Additional Voluntary Contributions) Regulations 2000

Part 4: General

17. The National Health Service Pension Scheme (Additional Voluntary Contributions) Regulations 2000(1) are amended in accordance with this Part.

Amendment of regulation 2

18.—(1) Regulation 2 (interpretation)(2) is amended as follows.

(2) At the appropriate place in the alphabetical order, insert—

““civil partner” and “civil partnership” are to be construed in accordance with regulation 2A;”;

““marriage” does not include a reference to marriage of a same sex couple unless otherwise provided;”;

““widow” and “widower” do not include a reference to marriage of a same sex couple;”.

Insertion of regulation 2A

19. After regulation 2 (interpretation), insert—

“Civil partnerships and marriage of same sex couples

2A.—(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

(1) [S.I. 2000/619](#).

(2) Regulation 2 was amended by [S.I. 2001/1428](#) and [3649](#), [2002/610](#), [2006/600](#), [2007/3280](#), [2008/655](#), [2013/413](#) and [472](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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⁽³⁾ 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⁽⁴⁾.”

Amendment of regulation 15

20.—(1) Regulation 15 (payments by the Secretary of State) is amended as follows.

(2) In paragraph (3)(b)(ii)⁽⁵⁾, after “spouse”, insert “, nominated partner or civil partner”.

⁽³⁾ 2013 c.30.

⁽⁴⁾ 2004 c.33.

⁽⁵⁾ Paragraph 3(b)(ii) was substituted by S.I. 2008/655.