
**RESERVE FORCES (ATTRIBUTABLE BENEFITS ETC.) (AMENDMENT)
REGULATIONS 2005**

The Defence Council, exercising the powers conferred upon it by sections 4(2) and 8 of the Reserve Forces Act 1996(a) hereby makes the following Regulations:

General provisions

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Reserve Forces (Attributable Benefits etc.) (Amendment) Regulations 2005 and shall come into force on 5th December 2005.

(2) In these Regulations, “the 2001 Regulations” means the Reserve Forces (Attributable Benefits) Regulations 2001(b).

Amendment of the 2001 Regulations

Amendments relating to civil partnership

2.—(1) Throughout the 2001 Regulations and the Schedules thereto, for the expression “widow’s pension”, in each place substitute the expression “surviving spouse’s or surviving civil partner’s pension”.

(2) In regulation 12(1) of the 2001 Regulations, for the words “to the widow” substitute “to the surviving spouse or surviving civil partner”.

(3) In regulation 12(3)(a) of the 2001 Regulations, after the words “within one year of the date of his marriage to” insert “, or formation of a civil partnership with,”.

(4) In regulation 12(3)(b) of the 2001 Regulations, after the words “the marriage took place” insert “or the civil partnership was formed”.

(5) For regulation 12(6) of the 2001 Regulations, substitute—

“(6) In these regulations, any reference to a surviving spouse living with a man as his wife shall include a reference to a surviving spouse living with a woman as her husband.”

(6) In paragraphs (2), (3) and (4) of regulation 13 of the 2001 Regulations, for “widow” substitute “surviving spouse”.

(7) In the heading to regulation 16 of the 2001 Regulations, for “Widow’s” substitute “Surviving spouse’s or surviving civil partner’s”.

(a) 1996 c.14

(b) Defence Council Regulations, a copy of which is available from the Secretary to the Defence Council, Ministry of Defence, Whitehall, London SW1A 2HB or on the Internet at <http://www.mod.uk/issues/pension/index.htm>.

(8) In regulation 18(4)(b) of the 2001 Regulations after the words "an adopted or illegitimate child of the deceased", for the words "or his wife" substitute "the deceased's spouse or the deceased's civil partner".

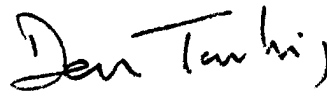
(9) In Schedule 4, Part I, to the 2001 Regulations, for the words "to the widow" substitute "to the surviving spouse or surviving civil partner".

(10) In sub-paragraphs 1(1)(e) and (f) of Schedule 5 to the 2001 Regulations, for "whose widow" in each place substitute "whose surviving spouse or surviving civil partner".

(11) In sub-paragraph 3(2) of Schedule 5 to the 2001 Regulations, for "widow" substitute "surviving spouse".



On behalf of the Defence Council
5th December 2005



Members of the Defence Council