



County Courts Act (Northern Ireland) 1959

1959 CHAPTER 25

PART XIII

SUPERANNUATION

[^{F1}WIDOWS', SURVIVING CIVIL PARTNERS' AND CHILDRENS' PENSIONS]

[^{F1}123 [^{F2}Widows', widowers' and surviving civil partners' pensions].

- (1) No [^{F2} widow's, widower's, or surviving civil partner's] pension may be granted if the marriage [^{F2} or formation of the civil partnership] with the deceased took place after he or she retired from relevant service.

[A surviving civil partner's pension may not be granted in respect of a person's service ^{F3}(1A) if—

- (a) the person retired from relevant service before 13th January 2020, and
 - (b) power to grant the pension relies on the Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019.]
- (2) A [^{F2} widow's, widower's, or surviving civil partner's] pension shall come to an end on the the death of the [^{F2} widow, widower or surviving civil partner].
- (3) Where a [^{F2} widow's, widower's or surviving civil partner's] pension is payable the Treasury may, on or at any time after
- [the remarriage of, or formation of a civil partnership by, the widow or ^{F2}(a) widower, or
 - (b) the formation of a subsequent civil partnership by, or the marriage of, the surviving civil partner,]
- direct that it shall cease to be payable.

Changes to legislation: There are currently no known outstanding effects for the County Courts Act (Northern Ireland) 1959, Section 123. (See end of Document for details)

- (4) Where such a direction has been given the Treasury may at any time direct that payment of the pension is to be resumed.
- (5) The annual amount of a^{F2} widow's, widower's or surviving civil partner's] pension may be one half of the annual amount of the personal pension.]

F1 1991 NI 24

F2 SI 2005/3325

F3 S. 123(1A) inserted (13.1.2020) by [The Marriage \(Same-sex Couples\) and Civil Partnership \(Opposite-sex Couples\) \(Northern Ireland\) Regulations 2019 \(S.I. 2019/1514\)](#), regs. 1(2), **55(2)** (with regs. 6-9)

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