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DRAFT STATUTORY INSTRUMENTS

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**2005 No.**

**The Civil Partnership (Contracted-out Occupational and Appropriate Personal Pension Schemes) (Surviving Civil Partners) Order 2005**

**Citation, commencement and extent**

1.—(1) This Order may be cited as the Civil Partnership (Contracted-out Occupational and Appropriate Personal Pension Schemes) (Surviving Civil Partners) Order 2005.

(2) In this Order—

- (a) paragraphs 4 and 7 of Schedule 1 shall come into force, for the purposes only of making regulations under section 21(1) of the Pension Schemes Act 1993<sup>(1)</sup>;
- (b) paragraph 9 of Schedule 1 shall come into force, for the purposes only of making regulations under section 28(5) of the Pension Schemes Act 1993; and
- (c) paragraph 10 of Schedule 1 shall come into force, for the purposes only of making regulations under section 28A(5)(a) of the Pension Schemes Act 1993,

on the day following that on which this Order is made.

(3) Subject to paragraph (2), this Order shall come into force on 5th December 2005.

(4) This Order extends to England and Wales and Scotland.

**Amendment of legislation**

2.—(1) Schedule 1, which contains amendments of provisions of the Pension Schemes Act 1993 which relate to contracted-out occupational and appropriate personal pension schemes, extending those provisions to surviving civil partners, shall have effect.

(2) Schedule 2, which contains amendments of provisions of the Regulations specified in the headings to each Part of that Schedule which relate to contracted-out occupational and appropriate personal pension schemes, extending those provisions to surviving civil partners, shall have effect.

Signed by authority of the Secretary of State for Work and Pensions.

Parliamentary Under-Secretary of State,  
Department for Work and Pensions

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(1) 1993 c.48; a new section 21(1) was substituted by section 284(1) of the Pensions Act 2004 (c.35).