
Changes to legislation: There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Paragraph 4. (See end of Document for details)

SCHEDULES

SCHEDULE 3

PENSION SHARING ORDERS: ENGLAND AND WALES

4 After section 24A there is inserted—

“24B Pension sharing orders in connection with divorce proceedings etc.

- (1) On granting a decree of divorce or a decree of nullity of marriage or at any time thereafter (whether before or after the decree is made absolute), the court may, on an application made under this section, make one or more pension sharing orders in relation to the marriage.
- (2) A pension sharing order under this section is not to take effect unless the decree on or after which it is made has been made absolute.
- (3) A pension sharing order under this section may not be made in relation to a pension arrangement which—
 - (a) is the subject of a pension sharing order in relation to the marriage, or
 - (b) has been the subject of pension sharing between the parties to the marriage.
- (4) A pension sharing order under this section may not be made in relation to shareable state scheme rights if—
 - (a) such rights are the subject of a pension sharing order in relation to the marriage, or
 - (b) such rights have been the subject of pension sharing between the parties to the marriage.
- (5) A pension sharing order under this section may not be made in relation to the rights of a person under a pension arrangement if there is in force a requirement imposed by virtue of section 25B or 25C below which relates to benefits or future benefits to which he is entitled under the pension arrangement.

24C Pension sharing orders: duty to stay.

- (1) No pension sharing order may be made so as to take effect before the end of such period after the making of the order as may be prescribed by regulations made by the Lord Chancellor.
- (2) The power to make regulations under this section shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Changes to legislation: There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Paragraph 4. (See end of Document for details)

24D Pension sharing orders: apportionment of charges.

If a pension sharing order relates to rights under a pension arrangement, the court may include in the order provision about the apportionment between the parties of any charge under section 41 of the Welfare Reform and Pensions Act 1999 (charges in respect of pension sharing costs), or under corresponding Northern Ireland legislation.”

Commencement Information

- II** [Sch. 3 para. 4](#) wholly in force at 1.12.2000; [Sch. 3 para. 4](#) in force for certain purposes at Royal Assent see [s. 89\(1\)\(5\)](#); [Sch. 3 para. 4](#) in force at 1.12.2000 by [S.I. 2000/1116](#), [art. 2\(e\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Paragraph 4.