

## SCHEDULE 2

### AMENDMENT OF THE FIREFIGHTERS' PENSION (WALES) SCHEME CONSEQUENT ON THE CIVIL PARTNERSHIP ACT 2004

- 10.** In rule C8 (limitation where spouses living apart)(1)—
- (a) in paragraph (1), after “spouse”, insert “or civil partner”;
  - (b) for paragraph (2), substitute—
    - “(2) Except where paragraph (3) applies, a surviving spouse or civil partner who, but for paragraph (1), would be entitled to an award under rule C1, C2, C3 or C4, is entitled instead to a requisite benefit pension calculated—
    - (a) in the case of a surviving spouse, in accordance with Part V of Schedule 3; and
    - (b) in the case of a surviving civil partner, in accordance with that Part subject to the substitution, in paragraphs 1 and 3, of “5 April 1988” for “5 April 1978”.”;
  - (c) in paragraph (3), after “spouse”(in both places), insert “or civil partner”;
  - (d) in paragraph (4)—
    - (i) in sub-paragraph (a), after “spouse”, insert “or civil partner”; and
    - (ii) for sub-paragraph (b), substitute “(b) to the spouse or civil partner for the support of a child of the spouse or civil partner”; and
  - (e) in paragraph (7), after “spouse”, insert “or civil partner”.

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(1) Rule C8(7) was amended by paragraph 26 of Schedule 1 to this Order.