

# NEW FIREFIGHTERS' PENSION SCHEME 2006

## NOMINATION OF DEPENDENT PARTNER FOR SURVIVOR'S PENSION

**Guide to persons who are not allowed to marry or enter into a civil partnership in England and Wales**

*If you wish to nominate a partner as a potential recipient of survivor's death benefits under the New Firefighters' Pension Scheme 2006, both you and your nominated partner must be free to marry or enter into a civil partnership in the United Kingdom. This page sets out the restrictions as contained in the Marriage Act 1949 and apply to England and Wales. The list may change from time to time and so is only a guide. See over for the restrictions contained in the Civil Partnership Act 2004.*

<b>MARRIAGE PROHIBITIONS</b>	
<b>PART 1</b>	
<p><b>A man may not marry his</b></p> <ul style="list-style-type: none"> <li>• mother, adoptive mother, former adoptive mother</li> <li>• daughter, adoptive daughter, former adoptive daughter</li> <li>• grandmother</li> <li>• granddaughter</li> <li>• sister</li> <li>• aunt</li> <li>• niece</li> </ul>	<p><b>A woman may not marry her</b></p> <ul style="list-style-type: none"> <li>• father, adoptive father, former adoptive father</li> <li>• son, adoptive son, former adoptive son</li> <li>• grandfather</li> <li>• grandson</li> <li>• brother</li> <li>• uncle</li> <li>• nephew</li> </ul>
<b>PART 2</b>	
<p><b>A man may not marry any of the following</b></p> <ul style="list-style-type: none"> <li>• the daughter of an ex-wife</li> <li>• the ex-wife of their father</li> <li>• the ex-wife of a grandfather</li> <li>• the granddaughter of an ex-wife</li> </ul> <p><b>unless</b></p> <ul style="list-style-type: none"> <li>• both he and the woman have reached 21, and</li> <li>• the younger person has never been treated as a child of the family of the older person before age 18</li> </ul>	<p><b>A woman may not marry any of the following</b></p> <ul style="list-style-type: none"> <li>• the son of an ex-husband</li> <li>• the ex-husband of their mother</li> <li>• the ex-husband of a grandmother</li> <li>• the grandson of an ex-husband</li> </ul> <p><b>unless</b></p> <ul style="list-style-type: none"> <li>• both she and the man have reached 21, and</li> <li>• the younger person has never been treated as a child of the family of the older person before age 18</li> </ul>
<b>PART 3</b>	
<p><b>A man cannot marry</b></p> <ul style="list-style-type: none"> <li>• the mother of his ex-wife unless both the ex-wife and the ex-wife's father are dead</li> <li>• the ex-wife of his son unless both the son and the son's mother are dead</li> </ul> <p>In either case, both people must be 21 or over</p>	<p><b>A woman cannot marry</b></p> <ul style="list-style-type: none"> <li>• the father of her ex-husband unless both the ex-husband and the ex-husband's mother are dead</li> <li>• the ex-husband of her daughter unless both the daughter and the daughter's father are dead.</li> </ul> <p>In either case, both people must be 21 or over</p>

*This page sets out the restrictions on persons forming a civil partnership as contained in the Civil Partnership Act 2004 and apply to England and Wales. The list may change from time to time and so is only a guide. See over for the restrictions contained in the Marriage Act 1949.*

## CIVIL PARTNERSHIP PROHIBITIONS

### Absolute prohibitions

**Two people are within prohibited degrees of relationship if one falls within the list below in relation to the other**

- adoptive child
- adoptive parent
- child
- former adoptive child
- former adoptive parent
- grandparent
- grandchild
- parent
- parent's sibling\*
- sibling\*
- sibling's\* child

*\*"sibling" means a brother, sister, half-brother or half-sister*

### Qualified prohibitions

**Two people are within prohibited degrees of relationship if one of them falls within the list below in relation to the other, unless both of them have reached 21 at the time when they register as civil partners of each other, and the younger has not at any age before reaching 18 been a child of the family\* in relation to the other**

- child of former civil partner
- child of former spouse
- former civil partner of grandparent
- former civil partner of parent
- former spouse of grandparent
- former spouse of parent
- grandchild of former civil partner
- grandchild of former spouse

*\* "child of the family" in relation to another person, means a person who has lived in the same household as that other person and has been treated by that other person as a child of the family*

**Two people are within prohibited degrees of relationship if one falls within column 1 of the table below in relation to the other unless both of them have reached 21 at the time when they register as civil partners of each other and the persons who fall within column 2 are dead**

Relationship	Relevant death
former civil partner of child	the child the child's other parent
former spouse of child	the child the child's other parent
parent of former civil partner	the former civil partner the former civil partner's other parent
parent of former spouse	the former spouse the former spouse's other parent