

CIVIL PARTNERSHIPS INSTRUMENT 2005**Powers exercised**

- A. The Financial Services Authority makes this instrument in the exercise of the following powers and related provisions in the Financial Services and Markets Act 2000 (“the Act”):
- (1) section 73A (Part 6 rules);
 - (2) section 138 (General rule-making power);
 - (3) section 141 (Insurance business rules);
 - (4) section 145 (Financial promotion rules);
 - (5) section 156 (General supplementary powers);
 - (6) section 157(1) (Guidance);
 - (7) section 213 (The compensation scheme); and
 - (8) section 214 (General).
- B. The rule-making powers listed above are specified for the purpose of section 153(2) (Rule-making instruments) of the Act.

Commencement

- C. This instrument comes into force on 5 December 2005.

Amendments to the Handbook

- D. All references in the Handbook to marriage and related terms (including “spouse” and “widow”) are changed to add the equivalent term for civil partnership, except:
- (1) references to “widow” and “widower” in the definition of “investment business compensation scheme” in the Glossary of definitions;
 - (2) references to “husband and wife” in the definition of “regulated mortgage contract” in the *Glossary*, and in *SUP 16 Ann 19BG 4(iv)(a)(ii)(B)* and *PERG 4.4.9G*;
 - (3) the reference to a “surviving spouse” in *COB 3 Ann 4 6 Table D (1)(e)*;
 - (4) the reference to a “spouse” in *COB 6.5.53R*; and
 - (5) the reference to a “spouse” in *COB 6 Ann 1R*.
- E. The General Provisions (GEN) are amended in accordance with the Annex to this Instrument.

Citation

- F. This instrument may be cited as the Civil Partnerships Instrument 2005.

By order of the Board
17 November 2005

Annex

Amendments to the General Provisions

In this Annex, underlining indicates new text.

Civil partnership - references to stepchildren etc

- 2.2.12A R Any reference in a provision of the *Handbook* made before 5 December 2005 to a stepchild, step-parent, stepdaughter, stepson, stepbrother or stepsister is to be interpreted in accordance with section 246 of the Civil Partnership Act 2004.
- 2.2.12B G GEN 2.2.12AR and sections 246 and 247 of the Civil Partnership Act 2004 amend each reference in the *Handbook* to a stepchild, step-parent and certain related expressions to take account of civil partnerships. As a result a reference (for example) to a stepchild of a person (A) includes a reference to the child of the civil partner of A where that child is not A's child.