

SCHEDULE 1
SCOTTISH PARLIAMENTARY PENSION SCHEME

PART G

RETIREMENT LUMP SUMS

Special rule for commutation by individual approaching the age of 75

- 44 (1) This rule applies to an individual who—
- (a) gives a valid commutation notice before reaching the age of 75, and
 - (b) would not (but for this rule) be entitled to be paid a scheme pension at that time by reason only of being a serving MSP or the holder of a pensionable office.
- (2) Despite rule 37(1)(c)—
- (a) an individual to whom this rule applies is to be entitled to be paid a scheme pension from the day before the member's 75th birthday, but
 - (b) the amount of scheme pension so payable is to be nil until the individual is neither an MSP nor the holder of a pensionable office.