
Changes to legislation: There are currently no known outstanding effects for the Scottish Parliamentary Pensions Act 2009, Paragraph 48. (See end of Document for details)

SCHEDULE 1
SCOTTISH PARLIAMENTARY PENSION SCHEME

PART I

ILL-HEALTH

Ordinary ill-health pension

48 An individual is entitled to an ordinary ill-health pension if the Fund trustees are satisfied that the following conditions are met—

<i>Condition 1</i>	The individual resigns as or otherwise stops being an MSP or, as the case may be, the holder of a pensionable office as a direct consequence of a health condition.
<i>Condition 2</i>	At that time, the individual would be entitled to a scheme pension but for the fact that the individual is not yet 65 years old.
<i>Condition 3</i>	The individual applies to the Fund trustees for an ordinary ill-health pension.
<i>Condition 4</i>	The health condition— (a) prevents the individual from adequately performing the duties of an MSP or, as the case may be, the holder of a pensionable office, but (b) does not prevent the individual from doing other gainful work.
<i>Condition 5</i>	The health condition is expected to be permanent and to continue to prevent the individual from adequately performing the duties mentioned in condition 4(a).
<i>Condition 6</i>	The application is accompanied by evidence that a doctor is satisfied that conditions 4(a) and 5 are met.

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