
Changes to legislation: There are currently no known outstanding effects for the Scottish Parliamentary Pensions Act 2009, Paragraph 55. (See end of Document for details)

SCHEDULE 1
SCOTTISH PARLIAMENTARY PENSION SCHEME

PART I

ILL-HEALTH

Ill-health lump sums: life expectancy of less than one year

- 55 (1) An individual is entitled to be paid a lump sum (an “ill-health lump sum”) instead of a scheme pension if the following conditions are met—

<i>Condition 1</i>	The individual applies to the Fund trustees for an ill-health lump-sum.
<i>Condition 2</i>	The individual is neither an MSP nor the holder of a pensionable office.
<i>Condition 3</i>	The individual has reckonable service as an MSP or as an office-holder.
<i>Condition 4</i>	The Fund trustees are otherwise satisfied that, if paid, the ill-health lump sum will be a “serious ill-health lump sum” for the purposes of Part 1 of Schedule 29 to the Finance Act 2004 (c. 12).

- (2) An ill-health lump sum is to be equal to 5 times the annual scheme pension—
- (a) in the case of an applicant aged 65 or over, which would otherwise be payable to the individual,
 - (b) in the case of an applicant aged under 65, which would be payable if the individual became entitled to a serious ill-health pension from the day on which the ill-health lump sum is payable.
- (3) Payment of an ill-health lump sum extinguishes all the recipient's rights to receive scheme benefits.

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