

SCHEDULE 3 TRANSITIONAL PROVISIONS AND SAVINGS

Partner's and children's pensions

- 13 (1) An individual falls within this paragraph if the individual—
- (a) participated in the scheme before the new rules day,
 - (b) accumulates at least 15 years relevant service before the date of the first general election held under Part 1 of the Scotland Act 1998 (c. 46) after the new rules day, being service which is the total of—
 - (i) any period of service as an MSP during which the individual participated in the scheme (under the 1999 scheme rules or the new scheme rules), and
 - (ii) any period of service as a member of the European Parliament or the House of Commons that is not concurrent with any such period of service as an MSP, and
 - (c) takes early retirement after the new rules day.
- (2) The reduction made under new scheme rule 46(4) to the scheme pension of an individual falling within this paragraph is to be ignored when calculating the individual's "scheme pension entitlement" for the purposes of new scheme rule 56.