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**Changes to legislation:** There are currently no known outstanding effects for the Scottish Parliamentary Pensions Act 2009, Paragraph 21. (See end of Document for details)

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SCHEDULE 3  
TRANSITIONAL PROVISIONS AND SAVINGS

*Presiding Officer and First Minister pension scheme*

- 21 (1) Despite article A3 of the 1999 pensions order, Part S of the 1999 order is to continue to have effect in relation to—
- (a) any individual who is, or who has been, the First Minister or the Presiding Officer on or before the new rules day, and
  - (b) the rights of any person to receive benefits under Part S of the 1999 order in respect of such an individual.
- (2) The SPCB is to continue as the manager of the scheme established by Part S of the 1999 order and, in particular, is to determine the extent of any benefits conferred on an individual in respect of that scheme in accordance with paragraph 2(2) of Schedule 5 to the Welfare Reform and Pensions Act 1999 (c. 30).
- (3) When calculating an individual's entitlement to benefits under article S2 of the 1999 scheme rules, any reduction of the deceased's pension by way of a pension debit arising under the Welfare Reform and Pensions Act 1999 (c. 30) is to be ignored.

**Changes to legislation:**

There are currently no known outstanding effects for the Scottish Parliamentary Pensions Act 2009, Paragraph 21.