SCHEDULE 4

ADDITIONAL CONTRIBUTIONS TO PURCHASE PAST ADDED YEARS

PART I

METHOD A

- 1.—(1) In this Part (and throughout this Schedule) "the principal election" means the election made under regulation C3, "the past period" means the period specified under regulation C3(12) (a), and the "contribution period" means the period specified under regulation C3(12)(c).
- (2) During any period for which a teacher is paying additional contributions to purchase current added years under regulation C8, for the purposes of this Part (and of Part III)—
 - (a) he is to be treated as being in full-time pensionable employment; and
 - (b) his contributable salary is the notional salary described in regulation C8(7).
- **2.**—(1) The contribution period must be one of not less than one year, and begins on the first day of the month following that in which the election becomes irrevocable under regulation C3(13).
 - (2) The contribution period and the past period must be such that $\mathbf{A} + \mathbf{B}$

does not exceed 15 per cent of his contributable salary for the time being, where-

A is the rate at which the additional contributions are payable, and

B is the rate at which he pays other contributions under Part C (except any treated for the purposes of regulation G2 as employer's contributions) or towards the provision of a pension otherwise than under these Regulations.

3. Subject to paragraphs 4 and 5, the rate at which the additional contributions are payable is the percentage ascertained from Table 1 below of his contributable salary for the time being.

TABLE 1

Contribution period in years	1	2	3	4	5			
Age when notice of election given	Percentage contribution in respect of each year of past period							
20	32.96	15.97	10.35	7.59	5.97			
21	31.79	15.32	9.88	7.20	5.69			
22	30.66	14.71	9.45	6.84	5.41			
23	29.59	14.15	9.05	6.52	5.13			
24	28.57	13.62	8.69	6.24	4.85			
25	27.61	13.14	8.36	5.99	4.57			
26	26.63	12.71	8.10	5.81	4.47			

Contribution period in years	1	2	3	4	5
Age when notice of election given	Percentag	e contribution in	respect of each	year of past per	iod
27	25.74	12.31	7.86	5.64	4.36
28	24.93	11.95	7.64	5.50	4.26
29	24.20	11.63	7.45	5.37	4.15
30	23.55	11.34	7.28	5.26	4.05
31	23.04	11.12	7.15	5.17	4.01
32	22.59	10.91	7.03	5.10	3.97
33	22.18	10.73	6.93	5.03	3.92
34	21.83	10.58	6.85	4.98	3.88
35	21.52	10.45	6.78	4.94	3.84
36	21.31	10.37	6.73	4.92	3.84
37	21.14	10.30	6.70	4.90	3.84
38	20.99	10.25	6.67	4.89	3.83
39	20.87	10.21	6.66	4.89	3.83
40	20.78	10.18	6.65	4.89	3.83
41	20.75	10.18	6.65	4.90	3.85
42	20.74	10.18	6.67	4.91	3.86
43	20.74	10.20	6.68	4.93	3.88
44	20.76	10.22	6.70	4.95	3.90
45	20.81	10.25	6.73	4.97	3.92
46	20.87	10.29	6.76	5.00	3.95
47	20.94	10.33	6.80	5.03	3.98
48	21.04	10.39	6.84	5.06	4.01
49	21.16	10.45	6.89	5.10	4.04
50	21.29	10.52	6.94	5.15	4.07
51	21.44	10.61	7.00	5.20	4.12
52	21.61	10.70	7.07	5.25	4.17
53	21.80	10.80	7.15	5.32	4.22
54	22.01	10.92	7.23	5.39	4.27
55	22.23	11.04	7.32	5.46	4.32
56	22.59	11.24	7.47	5.58	4.47

Contribution period in	1	2	3	4	5	
years Age when notice of election given	Percentag	e contribution in	respect of each	year of past per	iod	
57	23.00	11.48	7.64	5.73	4.62	
58	23.47	11.74	7.84	5.89	4.77	
59	23.99	12.04	8.07	6.08	4.91	
60	24.57	12.38	8.31	6.28	5.06	
61	24.05	12.12	8.14	6.15	4.96	
62	23.53	11.85	7.96	6.02	4.85	
63	23.01	11.59	7.79	5.88	4.74	
64	20.28	10.14	6.76	5.07	4.63	
65	21.97	11.07	7.43	5.62		
66	21.44	10.78	7.23			
67	20.91	10.49				
68	20.39					
Contribution period in years Age when notice of	6 Percentag	7 re contribution in	8 respect of each	9 vear of past per	10	
election				yem ey pawe per	ioa	
	4.84	4.04	3.44	2.97	2.60	
election given	4.84 4.63	4.04 3.87				
election given 20			3.44	2.97	2.60	
election given 20 21	4.63	3.87	3.44 3.31	2.97 2.86	2.60 2.51	_
election given 20 21 22	4.63 4.41	3.87 3.70	3.44 3.31 3.17	2.97 2.86 2.75	2.60 2.51 2.42	
election given 20 21 22 23	4.63 4.41 4.20	3.87 3.70 3.53	3.44 3.31 3.17 3.03	2.97 2.86 2.75 2.64	2.60 2.51 2.42 2.33	
election given 20 21 22 23 24	4.63 4.41 4.20 3.98	3.87 3.70 3.53 3.36	3.44 3.31 3.17 3.03 2.90	2.97 2.86 2.75 2.64 2.53	2.60 2.51 2.42 2.33 2.24	
election given 20 21 22 23 24 25	4.63 4.41 4.20 3.98 3.77	3.87 3.70 3.53 3.36 3.19	3.44 3.31 3.17 3.03 2.90 2.76	2.97 2.86 2.75 2.64 2.53 2.42	2.60 2.51 2.42 2.33 2.24 2.16	
election given 20 21 22 23 24 25 26	4.63 4.41 4.20 3.98 3.77 3.68	3.87 3.70 3.53 3.36 3.19 3.13	3.44 3.31 3.17 3.03 2.90 2.76 2.71	2.97 2.86 2.75 2.64 2.53 2.42 2.38	2.60 2.51 2.42 2.33 2.24 2.16 2.12	
election given 20 21 22 23 24 25 26 27	4.63 4.41 4.20 3.98 3.77 3.68 3.60	3.87 3.70 3.53 3.36 3.19 3.13 3.06	3.44 3.31 3.17 3.03 2.90 2.76 2.71 2.65	2.97 2.86 2.75 2.64 2.53 2.42 2.38 2.34	2.60 2.51 2.42 2.33 2.24 2.16 2.12 2.08	
election given 20 21 22 23 24 25 26 27 28	4.63 4.41 4.20 3.98 3.77 3.68 3.60 3.52	3.87 3.70 3.53 3.36 3.19 3.13 3.06 2.99	3.44 3.31 3.17 3.03 2.90 2.76 2.71 2.65 2.60	2.97 2.86 2.75 2.64 2.53 2.42 2.38 2.34 2.29	2.60 2.51 2.42 2.33 2.24 2.16 2.12 2.08 2.05	
election given 20 21 22 23 24 25 26 27 28 29	4.63 4.41 4.20 3.98 3.77 3.68 3.60 3.52 3.44	3.87 3.70 3.53 3.36 3.19 3.13 3.06 2.99 2.93	3.44 3.31 3.17 3.03 2.90 2.76 2.71 2.65 2.60 2.55	2.97 2.86 2.75 2.64 2.53 2.42 2.38 2.34 2.29 2.25	2.60 2.51 2.42 2.33 2.24 2.16 2.12 2.08 2.05 2.01	
election given 20 21 22 23 24 25 26 27 28 29 30	4.63 4.41 4.20 3.98 3.77 3.68 3.60 3.52 3.44 3.36	3.87 3.70 3.53 3.36 3.19 3.13 3.06 2.99 2.93 2.86	3.44 3.31 3.17 3.03 2.90 2.76 2.71 2.65 2.60 2.55 2.49	2.97 2.86 2.75 2.64 2.53 2.42 2.38 2.34 2.29 2.25 2.20	2.60 2.51 2.42 2.33 2.24 2.16 2.12 2.08 2.05 2.01 1.97	

Contribution period in years	6	7	8	9	10		
Age when notice of election given	Percentage contribution in respect of each year of past period						
33	3.26	2.79	2.44	2.16	1.94		
34	3.23	2.77	2.42	2.15	1.93		
35	3.20	2.74	2.40	2.13	1.92		
36	3.20	2.75	2.40	2.14	1.93		
37	3.20	2.75	2.41	2.14	1.93		
38	3.20	2.75	2.41	2.14	1.93		
39	3.20	2.75	2.41	2.15	1.94		
40	3.20	2.75	2.41	2.15	1.94		
41	3.22	2.77	2.43	2.17	1.96		
42	3.23	2.78	2.44	2.18	1.97		
43	3.25	2.80	2.46	2.19	1.98		
44	3.26	2.81	2.47	2.21	1.99		
45	3.28	2.83	2.49	2.22	2.01		
46	3.31	2.85	2.51	2.24	2.03		
47	3.34	2.88	2.53	2.27	2.05		
48	3.36	2.90	2.56	2.29	2.07		
49	3.39	2.93	2.58	2.31	2.10		
50	3.42	2.96	2.61	2.34	2.12		
51	3.46	2.99	2.63	2.36	2.14		
52	3.50	3.02	2.66	2.38	2.16		
53	3.54	3.05	2.69	2.40	2.17		
54	3.58	3.08	2.17	2.42	2.19		
55	3.62	3.12	2.74	2.44	2.21		
56	3.75	3.23	2.84	2.53	2.29		
57	3.87	3.34	2.94	2.63	2.38		
58	4.00	3.45	3.04	2.72	2.46		
59	4.12	3.56	3.14	2.81	2.54		
60	4.25	3.67	3.24	2.90			
61	4.16	3.59	3.17				
62	4.07	3.51					

Contribution period in	6	7	8	9	10	
years Age when notice of election given	Percentage contribution in respect of each year of past period					
63	3.98					
Contribution period in years	11	12	13	14	15	
Age when notice of election given	Percentag	e contribution in	n respect of each	year of past per	iod	
20	2.32	2.10	1.90	1.73	1.59	
21	2.25	2.03	1.84	1.69	1.55	
22	2.17	1.96	1.79	1.64	1.51	
23	2.10	1.90	1.73	1.59	1.47	
24	2.02	1.83	1.68	1.54	1.42	
25	1.95	1.77	1.62	1.49	1.38	
26	1.91	1.74	1.60	1.48	1.37	
27	1.88	1.72	1.58	1.46	1.35	
28	1.85	1.69	1.55	1.44	1.34	
29	1.82	1.67	1.53	1.42	1.32	
30	1.79	1.64	1.51	1.40	1.30	
31	1.78	1.63	1.51	1.40	1.30	
32	1.77	1.63	1.50	1.39	1.30	
33	1.77	1.62	1.50	1.39	1.30	
34	1.76	1.61	1.49	1.39	1.30	
35	1.75	1.61	1.49	1.38	1.29	
36	1.75	1.61	1.49	1.39	1.30	
37	1.76	1.62	1.50	1.39	1.30	
38	1.76	1.62	1.50	1.40	1.31	
39	1.77	1.63	1.51	1.41	1.32	
40	1.77	1.63	1.51	1.41	1.32	
41	1.79	1.65	1.53	1.42	1.34	
42	1.80	1.66	1.54	1.44	1.35	
43	1.81	1.67	1.55	1.45	1.36	

Contribution period in	11	12	13	14	15
years Age when notice of election given	Percentaş	ge contribution in	n respect of each	year of past per	iod
44	1.83	1.68	1.56	1.46	1.37
45	1.84	1.70	1.58	1.47	1.39
46	1.86	1.71	1.59	1.49	1.40
47	1.88	1.73	1.61	1.50	1.41
48	1.90	1.75	1.62	1.51	1.42
49	1.91	1.76	1.63	1.52	1.43
50	1.93	1.78	1.65	1.54	1.44
51	1.95	1.80	1.66	1.55	1.45
52	1.97	1.81	1.68	1.57	1.47
53	1.99	1.83	1.70	1.59	1.49
54	2.00	1.85	1.71	1.60	1.50
55	2.02	1.86	1.73	1.62	
56	2.10	1.94	1.80		
57	2.17	2.01			
58	2.25				
Contribution period in years	16	17	18	19	20
Age when notice of election given	Percentag	ge contribution in	n respect of each	year of past per	iod
20	1.47	1.37	1.28	1.20	1.13
21	1.44	1.34	1.25	1.17	1.10
22	1.40	1.31	1.22	1.15	1.08
23	1.36	1.28	1.20	1.12	1.06
24	1.33	1.24	1.17	1.10	1.04
25	1.29	1.21	1.14	1.08	1.02
26	1.28	1.20	1.13	1.07	1.01
27	1.26	1.19	1.12	1.06	1.00
28	1.25	1.18	1.11	1.05	1.00
29	1.24	1.16	1.10	1.04	0.99

years Age when notice of election	Percentag	ge contribution in	n respect of each	C .			
given		Percentage contribution in respect of each year of past period					
30	1.22	1.15	1.09	1.03	0.98		
31	1.22	1.15	1.09	1.03	0.98		
32	1.22	1.15	1.09	1.03	0.98		
33	1.22	1.15	1.09	1.03	0.98		
34	1.22	1.15	1.09	1.03	0.99		
35	1.22	1.15	1.09	1.03	0.99		
36	1.22	1.16	1.10	1.04	0.99		
37	1.23	1.16	1.10	1.05	1.00		
38	1.23	1.17	1.11	1.06	1.01		
39	1.24	1.17	1.12	1.06	1.01		
40	1.25	1.18	1.12	1.07	1.02		
41	1.26	1.19	1.13	1.08	1.03		
42	1.27	1.20	1.14	1.09	1.04		
43	1.28	1.21	1.15	1.09	1.04		
44	1.29	1.22	1.16	1.10	1.05		
45	1.30	1.23	1.17	1.11	1.06		
46	1.31	1.24	1.18	1.12	1.07		
47	1.32	1.25	1.19	1.13	1.08		
48	1.34	1.26	1.20	1.14	1.09		
49	1.35	1.27	1.21	1.15	1.10		
50	1.36	1.28	1.22	1.16			
51	1.37	1.30	1.23				
52	1.39	1.31					
53	1.40			<u>.</u>			
Contribution period in years Age when notice of	21 Percentag	22 ge contribution in	23 n respect of each	24 year of past per	25		
election given 20	1.06	1.01	0.96	0.91	0.87		

Contribution period in years	21	22	23	24	25	
Age when notice of election given	Percentage contribution in respect of each year of past period					
21	1.05	0.99	0.94	0.90	0.86	
22	1.03	0.97	0.93	0.89	0.85	
23	1.01	0.96	0.91	0.87	0.83	
24	0.99	0.94	0.90	0.86	0.82	
25	0.97	0.92	0.88	0.84	0.81	
26	0.96	0.92	0.88	0.84	0.81	
27	0.96	0.91	0.87	0.84	0.80	
28	0.95	0.91	0.87	0.83	0.80	
29	0.94	0.90	0.86	0.83	0.80	
30	0.94	0.90	0.86	0.83	0.79	
31	0.94	0.90	0.86	0.83	0.80	
32	0.94	0.90	0.86	0.83	0.80	
33	0.94	0.90	0.87	0.83	0.80	
34	0.94	0.90	0.87	0.84	0.81	
35	0.94	0.91	0.87	0.84	0.81	
36	0.95	0.91	0.88	0.84	0.81	
37	0.96	0.92	0.88	0.85	0.82	
38	0.96	0.92	0.89	0.85	0.82	
39	0.97	0.93	0.89	0.86	0.83	
40	0.98	0.94	0.86	0.86	0.83	
41	0.98	0.94	0.90	0.87	0.84	
42	0.99	0.95	0.91	0.88	0.85	
43	1.00	0.96	0.92	0.88	0.85	
44	1.00	0.96	0.93	0.89	0.86	
45	1.01	0.97	0.93	0.90		
46	1.02	0.98	0.94			
47	1.03	0.99				
48	1.04					

Contribution period in years	26	27	28	29	30	
Age when notice of election given	Percentage contribution in respect of each year of past period					
20	0.83	0.80	0.77	0.74	0.71	
21	0.82	0.79	0.76	0.73	0.71	
22	0.81	0.78	0.75	0.72	0.70	
23	0.80	0.77	0.74	0.72	0.69	
24	0.79	0.76	0.73	0.71	0.69	
25	0.78	0.75	0.73	0.70	0.68	
26	0.78	0.75	0.72	0.70	0.68	
27	0.77	0.75	0.72	0.70	0.68	
28	0.77	0.75	0.72	0.70	0.68	
29	0.77	0.74	0.72	0.70	0.68	
30	0.77	0.74	0.72	0.70	0.68	
31	0.77	0.74	0.72	0.70	0.68	
32	0.77	0.75	0.72	0.70	0.68	
33	0.78	0.75	0.72	0.70	0.68	
34	0.78	0.75	0.73	0.70	0.68	
35	0.78	0.75	0.73	0.71	0.68	
36	0.79	0.76	0.73	0.71	0.69	
37	0.79	0.76	0.74	0.72	0.69	
38	0.79	0.77	0.74	0.72	0.70	
39	0.80	0.77	0.75	0.72	0.70	
40	0.80	0.78	0.75	0.73		
41	0.81	0.78	0.76			
42	0.82	0.79				
43	0.82					
Contribution period in years Age when	31 Percentag	32 ge contribution in	33 n respect of each	34 year of past per	35 iod	
notice of election given						
20	0.69	0.67	0.65	0.63	0.61	

Contribution period in	31	32	33	34	35	
years Age when notice of election given	Percentage contribution in respect of each year of past period					
21	0.68	0.66	0.64	0.62	0.60	
22	0.68	0.66	0.64	0.62	0.60	
23	0.67	0.65	0.63	0.61	0.60	
24	0.66	0.65	0.63	0.61	0.59	
25	0.66	0.64	0.62	0.61	0.59	
26	0.66	0.64	0.62	0.61	0.59	
27	0.66	0.64	0.62	0.60	0.59	
28	0.66	0.64	0.62	0.60	0.59	
29	0.66	0.64	0.62	0.60	0.59	
30	0.66	0.64	0.62	0.60	0.59	
31	0.66	0.64	0.62	0.60	0.59	
32	0.66	0.64	0.62	0.61	0.59	
33	0.66	0.64	0.63	0.61	0.59	
34	0.66	0.65	0.63	0.61	0.60	
35	0.67	0.65	0.63	0.61		
36	0.67	0.65	0.63			
37	0.67	0.66				
38	0.68					
Contribution period in years	36	37	38	39	40	
Age when notice of election given	Percentag	ge contribution in	n respect of each	year of past per	iod	
20	0.59	0.58	0.56	0.55	0.54	
21	0.59	0.57	0.56	0.55	0.53	
22	0.59	0.57	0.56	0.54	0.53	
23	0.58	0.57	0.55	0.54	0.53	
24	0.58	0.56	0.55	0.54	0.52	
25	0.57	0.56	0.55	0.53	0.52	
26	0.57	0.56	0.55	0.53	0.52	

Contribution period in	36	37	38	39	40	
years Age when notice of election given	Percentage contribution in respect of each year of past period					
27	0.57	0.56	0.55	0.53	0.52	
28	0.57	0.56	0.55	0.53	0.52	
29	0.57	0.56	0.55	0.53	0.52	
30	0.57	0.56	0.55	0.53		
31	0.57	0.56	0.55			
32	0.58	0.56				
33	0.58					
Contribution period in years Age when notice of election given	41 Percentage	42 e contribution in	43 respect of ed	44 ach year of past pe	45 eriod	
20	0.52	0.51	0.50	0.49	0.48	
21	0.52	0.51	0.50	0.49	0.48	
22	0.52	0.51	0.50	0.49	0.47	
23	0.52	0.50	0.49	0.48	0.47	
24	0.51	0.50	0.49	0.48	0.47	
	0.51 0.51		0.49 0.49	0.48 0.48		
25		0.50				
25 26	0.51	0.50 0.50	0.49			
24 25 26 27 28	0.51	0.50 0.50 0.50	0.49			
25 26 27 28 Contribution period in year Age when noti	0.51 0.51 0.51 0.51 46 sice Percent	0.50 0.50 0.50 0.50	0.49 0.49		0.47	
25 26 27 28 Contribution period in year Age when note of election giv	0.51 0.51 0.51 0.51 46 sice Percent	0.50 0.50 0.50 0.50	0.49 0.49	0.48	0.47	
25 26 27 28 Contribution period in year Age when noti	0.51 0.51 0.51 0.51 46 rs ice Percent	0.50 0.50 0.50 0.50 47	0.49 0.49	0.48 48 If each year of pas	0.47 49 t period	
25 26 27 28 Contribution period in year Age when note of election gives 20	0.51 0.51 0.51 0.51 46 rs ice Percent ven 0.47	0.50 0.50 0.50 0.50 47 tage contribution 0.46	0.49 0.49	0.48 48 f each year of pas 0.45	0.47 49 t period	

- **4.**—(1) At any time during the contribution period the teacher may, subject to paragraph 2, by giving written notice to the Secretary of State elect to shorten it or, if he has already made one or more such elections, to shorten it further.
 - (2) An election under this paragraph-
 - (a) has effect only if the Secretary of State notifies the teacher in writing that it has been accepted; and
 - (b) on acceptance, has effect as from the next anniversary of the start of the contribution period ("the effective date").
 - (3) From the effective date Table 1 in paragraph 3 applies with the substitution—
 - (a) for the the teacher's age at the date of the principal election, of his age at the date when notice of the election under this paragraph was given;
 - (b) for the number of years in the contribution period, of the number of years after the effective date in the shortened period; and
 - (c) for the number of years in the past period, of that number multiplied by-

$$C = (C \times \frac{D}{E})$$

where-

C is the number of years in the past period,

D is the number of years in the contribution period up to the effective date, and

E is the number of years in the contribution period.

- 5.—(1) Subject to sub-paragraphs (2) to (5), if the teacher—
 - (a) before the end of the contribution period ceases to be in full-time pensionable employment; and
 - (b) does not again enter such employment within one month and before becoming entitled to retiring allowances,

the principal election ceases to have effect.

- (2) Unless the teacher receives a return of contributions under regulation C10, he may-
 - (a) if he became entitled to payment of retiring allowances on ceasing to hold his employment, before receiving a retirement lump sum; or
 - (b) in any other case, within 3 months after the end of his employment,

by giving written notice to the Secretary of State elect to complete payment of the additional contributions (so that regulation D3(1)(b) will apply instead of regulation D3(2)) by making a lump sum payment under this paragraph.

- (3) Where the teacher had not attained the age of 60 when he ceased to hold his employment, the amount of the payment is, subject to sub-paragraph (4) and to paragraph 3 of Schedule 3, the actuarial equivalent, when the employment ended, of the additional contributions that would have been payable for the remainder of the contribution period.
 - (4) Where-
 - (a) when the teacher ceased to hold his employment he had become incapacitated and had not attained the age of 60; and
 - (b) he would have attained that age before the end of the contribution period,

the amount of the payment is, subject to paragraph 3 of Schedule 3, the actuarial equivalent, when the employment ended, of the additional contributions that would have been payable after he attained that age.

(5) Where the teacher had attained the age of 60 when he ceased to hold his employment, the amount of the payment is, subject to paragraph 3 of Schedule 3, E x F, where–

E is the amount of the additional contributions for one year at the rate at which they were last payable, and

F is the multiplier ascertained from, or where the remainder of the contribution period is not an exact number of years by extrapolation from, Table 2 below.

TABLE 2

Years remaining in contribution period	Multiplier
1	0.993
2	1.970
3	2.934
4	3.883
5	4.818
6	5.740
7	6.648
8	7.542
9	8.423
10	9.291

- (6) If the payment is not made within the period allowed by sub-paragraph (2) for making the election, the election ceases to have effect.
- **6.** Where paragraph 5 has become applicable and the teacher is entitled to a retirement lump sum which is smaller than the payment he could elect to make under that paragraph, he may instead elect, in the same way and during the same period, to make a payment under this paragraph of a lump sum equal to the retirement lump sum.
- 7. Any retirement lump sum to which the teacher is entitled may, subject to paragraph 8(2)(d), be set off in whole or part against any payment to be made under paragraph 5 or 6.
 - **8.**—(1) This paragraph applies—
 - (a) where paragraph 5 has become applicable because the teacher died while in pensionable employment, or
 - (b) where the teacher dies within 3 months after ceasing to be in such employment without having made an election under paragraph 5 or 6,
 - and another person ("the pensioner") is entitled under regulation E25 to a long-term pension in respect of him.
 - (2) Where this paragraph applies-
 - (a) the teacher is to be treated as having ceased to hold the employment when incapacitated;
 - (b) any election that could have been made under paragraph 5 or 6 may, within 3 months after the death, be made by the pensioner, or in the case of a child by a person acting on his behalf;
 - (c) if any payment due by virtue of such an election is not made within 3 months after the death the election ceases to have effect; and

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(d) a terminal sum may be set off against such a payment only to the extent that the person entitled to it consents.