
STATUTORY INSTRUMENTS

1987 No. 1850

**The Local Government Superannuation
(Scotland) Regulations 1987**

PART L

INJURY ALLOWANCES ETC.

Death benefits

- L6.**—(1) If a person to whom this Part applies dies as a result of the injury or disease—
- (a) if he leaves a widow who qualifies under paragraph (2), she shall be entitled to an annual allowance or lump sum, and
 - (b) if he leaves a dependant, the dependant shall be eligible for an annual allowance or lump sum.
- (2) A widow qualifies for an annual allowance or lump sum unless—
- (a) her marriage to the person in question took place after he ceased to be employed in relevant employment and he was not subsequently employed in such employment; or
 - (b) at the date of death she was judicially separated or cohabiting with another man.
- (3) The allowance or lump sum is to be paid by the relevant body and is to be of such amount as the body may from time to time determine or, as the case may be, may determine.
- (4) In determining the amount of any allowance or lump sum the relevant body is to have regard to all the circumstances of the case, including the matters specified in regulation L8.
- (5) An allowance to a widow shall cease if she remarries or cohabits with another man, but if she again becomes a widow or the marriage is dissolved or she no longer cohabits with a man the relevant body may restore the allowance for such period as they may determine.
- (6) An allowance to a dependant shall continue for such period as the relevant body may determine.
- (7) This regulation shall apply with necessary modifications to a widower who at the date of his wife's death is permanently incapacitated by reason of ill-health or infirmity of mind or body and wholly or mainly dependent on her.