

These notes relate to the Scottish Parliamentary Pensions Act 2009 (asp 1) which received Royal Assent on 25 February 2009

SCOTTISH PARLIAMENTARY PENSIONS ACT 2009

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part J Surviving Partners and Children

Rule 58: Partner's pension

242. Rule 58 sets out the qualification conditions for payment of a partner's pension. Rule 58(1) allows for a partner's pension to be payable following the death of a participating member, deferred pensioner or scheme pensioner. Rule 58(2) determines that a partner's pension is $\frac{5}{8}^{\text{th}}$ of the deceased's prospective pension entitlement as described in paragraphs 235-240.
243. Under rule 69, the partner's pension is suspended for any 5 year guarantee period as a partner will receive a larger entitlement of the deceased's pension if they qualify for a payment under the 5 year guarantee provisions (see Part L).