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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 226**

**The National Health Service Superannuation  
Scheme (Scotland) Amendment Regulations 2008**

**Amendment of regulation F2**

**20.**—(1) Regulation F2 (lump sum when member dies after pension becomes payable) is amended as follows.

- (2) In paragraph (2) for the words “the member’s retirement lump sum” to the end substitute—  
“the aggregate of—
- (a) the member’s retirement lump sum paid under regulation E7 (lump sum on retirement);  
and
  - (b) any lump sum paid to the member under regulation E11 (general option to exchange part of pension for lump sum).”.
- (3) After paragraph (5) insert—  
“(6) If a member who was in receipt of a substitute pension under regulation E2C (further employment after a benefit is paid under regulation E2A) dies before the end of the protection period that applies to him under regulation E2C(6)(a) or (b), the member’s pension referred to in paragraph (2) means that member’s original upper tier pension.”.