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SCOTTISH STATUTORY INSTRUMENTS

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**2012 No. 347**

**The Local Government Pension Scheme (Miscellaneous Amendments) (Scotland) Regulations 2012**

**Amendment of the Local Government Pension Scheme (Benefits, Membership and Contributions) (Scotland) Regulations 2008**

7. In regulation 18 (flexible retirement), for paragraph (1) substitute—

“(1) A member who has attained the age of 55 and who, with his or her employer’s consent reduces the hours he or she works, or the grade in which he or she is employed may make a request in writing to the appropriate administering authority to receive—

(a) in the case of a member who has accrued benefits under the 1998 Scheme—

(i) all of his or her benefits under that Scheme; and

(ii) only if the member so chooses, all or part of his or her benefits accrued under these Regulations; and

(b) in any other case, all or part of his or her benefits accrued under these Regulations, and such benefits may, with the member’s employer’s consent, be paid to the member notwithstanding that he or she has not retired from that employment.”.