

SCOTTISH STATUTORY INSTRUMENTS

2021 No. 102

**The National Health Service Superannuation
and Pension Schemes (Miscellaneous
Amendments) (Scotland) Regulations 2021**

PART 4

**Amendment of the National Health Service
Pension Scheme (Scotland) Regulations 2015**

General

45. The National Health Service Pension Scheme (Scotland) Regulations 2015(1) are amended in accordance with regulations 46 to 51.

Amendment of regulation 30

46. In regulation 30 (members' contributions: employees), in paragraph (3)—

(a) after sub-paragraph (f)(2), insert—

“(g) for the scheme year 2021/22 is the percentage specified in column 2 of Table 7 below in respect of the corresponding pensionable earnings band specified in column 1 into which M's pensionable earnings fall,” and

(b) after table 6(3), insert—

“Table 7

<i>Column 1</i>	<i>Column 2</i>
<i>Pensionable earnings band</i>	<i>Contribution percentage rate</i>
Up to £20,605	5.2%
£20,606 - £24,972	5.8%
£24,973 - £31,648	7.3%
£31,649 - £64,094	9.5%
£64,095 - £89,731	12.7%
£89,732 - £119,560	13.7%

(1) [S.S.I. 2015/94](#). Relevant amending instruments are [S.S.I. 2016/97](#), [S.S.I. 2017/28](#), [S.S.I. 2017/434](#), [S.S.I. 2019/46](#) and [S.S.I. 2020/30](#).

(2) Sub-paragraph (f) was inserted by [S.S.I. 2020/30](#).

(3) Table 6 was inserted by [S.S.I. 2020/30](#).

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<i>Column 1</i>	<i>Column 2</i>
<i>Pensionable earnings band</i>	<i>Contribution percentage rate</i>
£119,561 to any higher amount	14.7%”

Amendment of regulation 31

47. In regulation 31 (members’ contributions: practitioners and non-GP providers)—

(a) in paragraph (3), after sub-paragraph (f)(4), insert—

“(g) for the scheme year 2021/22 is the percentage specified in column 2 of Table 7 in paragraph (9) in respect of the corresponding pensionable earnings band specified in column 1 into which M’s pensionable earnings fall.”, and

(b) in paragraph (9), after table 6(5) insert—

“**Table 7**

<i>Column 1</i>	<i>Column 2</i>
<i>Pensionable earnings band</i>	<i>Contribution percentage rate</i>
Up to £20,605	5.2%
£20,606 - £24,972	5.8%
£24,973 - £31,648	7.3%
£31,649 - £64,094	9.5%
£64,095 - £89,731	12.7%
£89,732 - £119,560	13.7%
£119,561 to any higher amount	14.7%”

Amendment of regulation 112

48. In regulation 112 (surviving adult dependant pension), in paragraph (2), for sub-paragraph (c) substitute—

“(c) a surviving scheme partner.”.

Substitution of regulation 113

49. For regulation 113 (surviving nominated partner) substitute—

“Surviving scheme partner

113.—(1) A person (“P”) is the scheme partner of a member if—

- (a) the member and P are living together as if they are husband and wife or civil partners,
- (b) the member and P are not prevented from marrying or entering a civil partnership,

(4) Sub-paragraph (f) was inserted by [S.S.I. 2020/30](#).

(5) Table 6 was inserted by [S.S.I. 2020/30](#).

- (c) the member and P are financially interdependent or P is financially dependent on the member, and
- (d) neither the member or P is living with a third person as if they are husband and wife or civil partners.

(2) A person is a surviving scheme partner of a member if the Scottish Ministers are satisfied that for a continuous period of at least two years, ending with the member's death, the person was the scheme partner of that member.”.

Amendment of regulation 121

50.—(1) Regulation 121 (eligible child), paragraph (2) is amended as follows.

(2) In sub-paragraph (d)—

- (a) for “nominated partner” substitute “scheme partner”,
- (b) for “regulation 113(1)(b)(i)” substitute “regulation 113(1)(a) and (d)”.

(3) In sub-paragraph (e), in paragraph (ii), for “nominated partner” substitute “surviving scheme partner”.

(4) In sub-paragraph (f), in paragraph (ii), for “nominated partner” substitute “surviving scheme partner”.

Amendment of schedule 3

51.—(1) Schedule 3 (administrative matters), in paragraph 12 (forfeiture of rights to benefits) is amended as follows.

(2) In paragraph (5)(a), for “nominated partner” substitute “surviving scheme partner”.