
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 102

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

PART 5

**Amendment of the National Health Service Pension Scheme
(Scotland) (Additional Voluntary Contributions) Regulations 2018**

General

52. The National Health Service Pension Scheme (Scotland) (Additional Voluntary Contributions) Regulations 2018(1) are amended in accordance with regulations 53 and 54.

Amendment of regulation 2

53.—(1) Regulation 2 (interpretation) is amended as follows.

(2) In the table in paragraph (1)—

(a) in the definition of “dependant” in column B, in sub-paragraph (d), for “nominated partner” substitute “scheme partner”,

(b) for the definition of “scheme partner” in column B substitute—

“A person (“P”) is the scheme partner of a participator if—

(a) the participator and P are living together as if they were husband and wife or civil partners,

(b) the participator and P are not prevented from marrying or entering into a civil partnership,

(c) the participator and P are financially interdependent or the person is financially dependent on the contributor, and

(d) neither the participator nor P is living with a third person as if they were husband and wife or as if they were civil partners.”.

(c) in the definition of “surviving scheme partner” in column B substitute—

“A person is a surviving scheme partner of a participator if the Scottish Ministers are satisfied that for a continuous period of at least two years, ending with the participator’s death, the person was the scheme partner of that participator.”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Amendment of regulation 15

54. In regulation 15 (payments by the Scottish Ministers), in paragraph (3)(b), for “nominated partner” substitute “surviving scheme partner”.