
STATUTORY INSTRUMENTS

1988 No. 1420

The Judicial Pensions (Requisite Benefits) Order 1988

PART III

REQUISITE BENEFITS

Widower's guaranteed pension

10.—(1) As from the death on or after 6th April 1989 (whether before or after attaining pensionable age) of a female office-holder, her widower shall, subject to paragraphs (2) and (3) be entitled to receive a guaranteed minimum pension the weekly rate of which shall be his guaranteed minimum as ascertained in accordance with section 36(3) of the Act.

(2) Paragraph (1) above shall apply in the circumstances prescribed under section 36(7A) of the Act and for the period prescribed under that subsection.

(3) Paragraph (1) above shall not apply if:

- (a) at the date of her death the office-holder's accrued rights to a guaranteed minimum pension have been extinguished under section 43(7) of the Act; or
- (b) the widower's accrued rights are extinguished under that subsection.