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STATUTORY INSTRUMENTS

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**1995 No. 1019**

**The Local Government Pension Scheme Regulations 1995**

**PART D**

**RETIREMENT BENEFITS**

*Entitlement to immediate payment of benefits on retirement*

**Early entitlement to retirement benefits: ill-health**

**D7.**—(1) Subject to the following provisions of this Part, where a member who ceases to hold a local government employment—

- (a) has a statutory pension entitlement, and
- (b) is incapable of discharging efficiently the duties of that employment by reason of permanent ill-health or infirmity of mind or body,

he is entitled—

- (i) to a standard retirement pension, and
- (ii) to a standard retirement grant,

which are payable immediately on his ceasing to hold that employment.

(2) Where the member's total period of membership is at least 5 years, he is to be treated for the purposes of this regulation as being entitled to count as a period of membership an additional period calculated in accordance with Schedule D3.