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STATUTORY INSTRUMENTS

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**2009 No. 1851**

**The Financial Assistance Scheme  
(Miscellaneous Provisions) Regulations 2009**

**PART 6**

Transitional provisions

**Transitional provisions – payments to survivors**

**37.** Where—

- (a) the widow, widower or surviving civil partner of a qualifying member has, before the date on which these Regulations come into force, received an instalment of an annual payment, an initial payment, an ill health payment or an interim ill health payment; and
- (b) that widow, widower or surviving civil partner would not otherwise be entitled to that payment following the coming into force of these Regulations;

that widow, widower or surviving civil partner shall be treated as a survivor of a qualifying member for the purposes of the FAS Regulations.