



# Church of England Pensions Measure 2018

2018 No. 9

## PART 3

### THE PAST SERVICE SCHEME

#### *General*

#### **36 Determination of questions**

- (1) The Board is to decide any question arising as to—
- (a) whether a clerk, deaconess or licensed lay worker has performed or is performing pensionable service;
  - (b) the length of a qualifying period of pensionable service in any given case or the date on which a qualifying period ended;
  - (c) whether a member of the past service scheme satisfies any other conditions for receiving a pension under the scheme or the terms and conditions on which the pension is payable;
  - (d) whether a member of the scheme has retired or the date on which the member retired;
  - (e) the rate at which a pension under the scheme is to be paid;
  - (f) the right of a member of the scheme to a repayment of payments made by him or her;
  - (g) the rights of a surviving spouse or civil partner or of a child or dependant of a member (including whether or not a particular person is a dependant of a member).
- (2) Before making a decision under subsection (1), the Board must give the member or other person concerned, or his or her agent, an opportunity to be heard.