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SCOTTISH STATUTORY INSTRUMENTS

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**2013 No. 109**

The National Health Service Superannuation Scheme  
etc. (Miscellaneous Amendments) (Scotland) Regulations 2013

PART 3

AMENDMENT OF THE NATIONAL HEALTH SERVICE  
PENSION SCHEME (SCOTLAND) REGULATIONS 2008

**Amendment of regulation 2.D.11**

**38.** For regulation 2.D.11(1)(c) (early retirement on termination of employment by employing authority) substitute—

- “(c) the member’s employing authority certifies that the member—
- (i) has at least two years’ continuous employment determined in accordance with any terms and conditions applying to the employment;
  - (ii) is entitled to claim a pension under this regulation if the member’s employment is terminated by reason of redundancy as an alternative to receiving the lump sum payment (in whole or in part) otherwise payable to the member in accordance with those terms and conditions; and
  - (iii) has not unreasonably refused to seek suitable alternative employment or accept an offer of such employment;”.