

ATODLEN 1

Erthygl 2

Diwygio Gorchymyn Cynllun Digolledu'r Diffoddwyr Tân (Cymru) 2007

Diwygio Rhan 1 (darpariaethau cyffredinol)

1.—(1) Mae Rhan 1 wedi ei diwygio fel a ganlyn.

(2) Yn rheol 2(1) (dehongli)—

(a) yn y manau priodol, mewnosoder—

““the 2015 Regulations” means the Firefighters’ Pension Scheme (Wales) Regulations 2015(1);”;

““the 2015 Scheme” means the Firefighters’ Pension Scheme 2015 set out in the 2015 Regulations;”;

““active member of the 2015 Scheme” has the meaning given in regulation 28 (active membership) of the 2015 Regulations;”;

““active member’s account” means the account established under regulation 40 (establishment of active member’s account) of the 2015 Regulations;”;

““eligible child’s pension” has the meaning given in regulation 91 (eligible child’s pension) of the 2015 Regulations;”;

““final pay” has the meaning given in regulation 102 (meaning of “final pay”) of the 2015 Regulations;”;

““member of the 2015 Scheme” has the same meaning as “member” in regulation 3 (interpretation) of the 2015 Regulations;”;

““scheme employment” has the meaning given in regulation 15 (scheme employment) of the 2015 Regulations;”;

(b) yn lle'r diffiniad o “normal pension age” rhodder—

““normal pension age” in relation to employees of a fire and rescue authority appointed on terms under which they are or may be required to engage in firefighting—

(a) in relation to the 1992 Scheme, means 55;

(b) in relation to the 2007 Scheme, means 60;

(c) in relation to the 2015 Scheme, means 60(2);”;

(c) yn y diffiniad o “pensionable pay”, yn lle is-baragraff (c) rhodder—

“(c) in relation to a person who is a member of the 2015 Scheme, shall be construed in accordance with regulation 26 (pensionable pay) of the 2015 Regulations;

(d) in the case of a person who is not a member of any of these schemes, shall be construed in accordance with rule 11 of this Part;”;

(d) yn y diffiniad o “pensionable service”, mewnosoder ar y diwedd—

“(c) in relation to the 2015 Scheme, means the continuous period of pensionable service, in relation to an active member’s account for the scheme employment in respect of which the award under this scheme is payable and any of the following types of service that have been added to, or transferred to, that account—

(1) O.S. 2015/622 (Cy. 50).

(2) Gweler adran 10(2) o Ddeddf Pensiynau'r Gwasanaethau Cyhoeddus 2013 (p. 25).

Statws This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

- (i) if applicable, any periods of pensionable service in relation to the 1992 Scheme or the 2007 Scheme that relate to the person's employment which is the same as, or most similar to, the employment in respect of which the award is payable;
 - (ii) if applicable, any periods of pensionable service relating to any transfer value payments accepted under Part 10 (transfers) of the 2015 Regulations in respect of the person's accrued rights under another occupational pension scheme;
 - (iii) if applicable, any periods of service relating to any pension account entries transferred in accordance with regulation 158 (transfer of pension account entries) of the 2015 Regulations; and
 - (iv) if applicable, any periods of service relating to an added pension account established under regulation 47 (establishment of added pension account) of the 2015 Regulations relating to the member's scheme employment in respect of which the award is payable, such periods of service are to be calculated in accordance with such guidance as is provided for the purpose by the Government Actuary;"
- (e) yn lle'r diffiniad o "relevant service" rhodder—
- ““relevant service”, except in rule 1 of Part 7 (servicemen) and rule 1 of Part 7A (reservists), means service which either was, or would have been, reckonable as pensionable service but for—
- (a) an election under rule G3 of the 1992 Scheme;
 - (b) an election under rule 5 of Part 2 of the 2007 Scheme;
 - (c) the exercise of an option not to become an active member of the 2015 Scheme in accordance with Chapter 2 (pensionable service) of Part 3 of the 2015 Regulations;
 - (d) a failure to elect under—
 - (i) rule G2A(3) of the 1992 Scheme;
 - (ii) rule 4 of Part 11 of the 2007 Scheme; or
 - (iii) regulation 122(3) (contributions during child-related leave) of the 2015 Regulations; or
 - (e) a failure to exercise an option to become an active member of the 2015 Scheme in accordance with regulation 21 (opting into this scheme) of the 2015 Regulations;”.
- (3) Yn rheol 11(1) (penderfynu'r tâl pensiynadwy mewn achosion penodol)—
- (a) ar ôl y geiriau “the 2007 Scheme”, yn y man lle y maent yn digwydd gyntaf, mewnosoder “or the 2015 Scheme”;
 - (b) yn lle is-baragraff (c) rhodder—
 - “(c) regulation 26 of the 2015 Regulations in the case of a person who—
 - (i) exercised an option not to become an active member of the 2015 Scheme in accordance with Chapter 2 of Part 3 of the 2015 Regulations; or
 - (ii) did not exercise an option to become an active member of the 2015 Scheme in accordance with regulation 21 of the 2015 Regulations;

(3) Mewnosodwyd rheol G2A gan O.S. 2004/1912 ac fe'i diwygiwyd gan O.S. 2006/1672 (Cy. 160).

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- (d) rule 1 of Part 11 of the 2007 Scheme, where an election had been made at different times under the 1992 Scheme and the 2007 Scheme;
- (e) except where sub-paragraph (d) applies, regulation 26 of the 2015 Regulations, in the case of a person who had at different times, in relation to all of the schemes (namely, the 1992 Scheme, the 2007 Scheme and the 2015 Scheme), or a combination of any two of them—
 - (i) made an election referred to in sub-paragraph (a) or sub-paragraph (b); or
 - (ii) exercised or not exercised an option referred to in sub-paragraph (c), as the case may be.”;
- (c) ar ôl paragraff (3) mewnosoder—

“(3A) Where, in accordance with paragraph (1), the definition of pensionable pay is to be construed in the case of a person in accordance with the 2015 Scheme, the award must be calculated on the basis of the pay which would have been the final pay if the person had not, in respect of sub-paragraph (c)(i), exercised an option, or in respect of sub-paragraph (c)(ii) failed to exercise an option.”

Diwygio Rhan 2 (dyfarndaliadau am anaf a digolledu mewn perthynas â dyletswydd)

- 2.—(1) Mae Rhan 2 wedi ei diwygio fel a ganlyn.
- (2) Yn rheol 3 (digolledu am farwolaeth neu analluogrwydd parhaol tra ar ddyletswydd), ym mharagraff (8), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”.
- (3) Yn rheol 4 (cymudo pensiynau digolledu bach), ym mharagraff (1)(b), ar ôl “the 2007 Scheme (pension credit member’s entitlement to pension)” mewnosoder “or regulation 114 of the 2015 Regulations (entitlement to pension credit members’ pension)”.

Diwygio Rhan 3 (dyfarndaliadau yn dilyn marwolaeth: priodau a phartneriaid sifil)

- 3.—(1) Mae Rhan 3 wedi ei diwygio fel a ganlyn.
- (2) Yn rheol 1 (dyfarndaliad arbennig ar gyfer priod neu bartner sifil)—
 - (a) ym mharagraff (3)—
 - (i) yn lle “or, as the case may be, his final pensionable pay”, ym mhob man lle y mae'r geiriau hynny'n digwydd, rhodder “or the deceased’s final pensionable pay or the deceased’s final pay, as the case may be”;
 - (ii) ym mharagraff (3)(a)(ii), ar ôl “the 2007 Scheme (ill health award)” mewnosoder “or regulation 74 of the 2015 Regulations”;
 - (b) ym mharagraff (4), yn lle “as the case may be, his final pensionable pay” rhodder “the deceased’s final pensionable pay or the deceased’s final pay, as the case may be”.
- (3) Yn rheol 4 (cyfyngiad pan fo priod neu bartner sifil yn byw ar wahân), yn lle paragraff (1A) rhodder—

“(1A) Paragraph (1) does not apply to a person—

 - (a) who is a member of the 2007 Scheme;
 - (b) who first takes up employment with a fire and rescue authority on or after 6 April 2006 and is entitled to be a member of the 2007 Scheme but elects not to pay pension contributions;
 - (c) who is a member of the 2015 Scheme; or
 - (d) who is eligible to be an active member of the 2015 Scheme and—

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- (i) exercises an option not to become an active member of that scheme in accordance with Chapter 2 of Part 3 of the 2015 Regulations; or
 - (ii) does not exercise an option to become an active member of that scheme in accordance with regulation 21 of the 2015 Regulations.”
- (4) Yn rheol 5 (effaith perthynas newydd), yn lle paragraff (3) rhodder—
 - “(3) Paragraphs (1) and (2) do not apply to a person—
 - (a) who is a member of the 2007 Scheme;
 - (b) who first takes up employment with a fire and rescue authority on or after 6 April 2006 and is entitled to be a member of the 2007 Scheme, but elects not to pay pension contributions;
 - (c) who is a member of the 2015 Scheme; or
 - (d) who is eligible to be an active member of the 2015 Scheme and—
 - (i) exercises an option not to become an active member of that scheme in accordance with Chapter 2 of Part 3 of the 2015 Regulations; or
 - (ii) does not exercise an option to become an active member of that scheme in accordance with regulation 21 of the 2015 Regulations.”
- (5) Yn rheol 6 (swm pensiwn goroeswr: achosion arbennig), yn lle paragraff (1) rhodder—
 - “(1) This rule applies in relation to a person—
 - (a) who is a member of the 2007 Scheme on the day on which the person dies;
 - (b) in respect of whom an election under rule 5(1) of Part 2 of the 2007 Scheme not to make pension contributions has effect on the day on which the person dies;
 - (c) who is a member of the 2015 Scheme on the day on which the person dies; or
 - (d) who is eligible to be an active member of the 2015 Scheme and—
 - (i) has exercised an option not to become an active member of that scheme in accordance with Chapter 2 of Part 3 of the 2015 Regulations which has effect on the day on which the person dies; or
 - (ii) has not exercised an option to become an active member of that scheme in accordance with regulation 21 of the 2015 Regulations on the day on which the person dies.”

Diwygio Rhan 5 (dyfarndaliadau yn dilyn marwolaeth: darpariaethau ychwanegol)

- 4. Yn Rhan 5, yn rheol 5 (cynyddu pensiynau a lwfansau yn ystod y 13 wythnos gyntaf)—
 - (a) ar ddiwedd paragraff (2)(c) mewnosoder—
 - “and
 - (d) any eligible child’s pension under the 2015 Regulations,”;
 - (b) ym mharagraff (5), ar ôl “the 2007 Scheme” mewnosoder “or an eligible child’s pension under the 2015 Regulations”; ac
 - (c) ym mharagraff (7), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”.

Diwygio Rhan 7 (aelodau o’r lluoedd arfog)

- 5. Yn Rhan 7, yn rheol 2 (dyfarndaliadau i aelodau o’r lluoedd arfog), ym mharagraff (3)(b), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”.

Diwygio Rhan 7A (aelodau o'r lluoedd wrth gefn)

6.—(1) Mae Rhan 7A wedi ei diwygio fel a ganlyn.

(2) Yn rheol 1 (dehongli Rhan 7A), ym mharagraff (1)(a)(ii), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”.

(3) Yn rheol 2 (dyfardaliadau i aelodau o'r lluoedd wrth gefn)—

(a) ym mharagraff (2), yn lle “has effect” rhodder “and regulation 65 (entitlement to lower tier ill-health pension and higher tier ill-health pension) of the 2015 Regulations have effect”;

(b) yn lle paragraff (3)(a) rhodder—

“(a) pay the reservist, instead of an ill-health pension under rule 2 of Part 3 of the 2007 Scheme or under regulation 65 of the 2015 Regulations, a pension at the rate of one twelfth of the reservist's final pensionable pay or final pay, as the case may be, and”.

(4) Yn rheol 3 (dyfardaliadau yn dilyn marwolaeth aelodau o'r lluoedd wrth gefn), ar ddiwedd paragraff (2) mewnosoder “or increase any pension or eligible child's pension payable under Chapter 3 of Part 6 of the 2015 Regulations.”

Diwygio Rhan 8 (achosion arbennig)

7. Yn Rhan 8, yn rheol 2 (dyfardaliad ar gyfer neu mewn perthynas â diffoddwr tân gwirfoddol)

(a) ym mharagraff (1), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”;

(b) yn lle paragraff (3) rhodder—

“(3) The following provisions apply in relation to the awards to which a person, by virtue of paragraph (2), may be entitled:

(a) rules B7 (commutation), B9 (allocation) and B10 (limitation of commuted or allocated portion) of the 1992 Scheme;

(b) rule 9 (commutation: general) or rule 11 (allocation of pension) of Part 3 of the 2007 Scheme;

(c) regulation 118 (commutation of part of pension) or Chapter 6 (allocation of part of pension) of Part 5 of the 2015 Regulations.”;

(c) yn lle paragraff (4) rhodder—

“(4) Subject to paragraph (4A)—

(a) a person to whom paragraph (1) applies must be treated for the purposes of rule B3 (ill-health awards) of the 1992 Scheme as having been a regular firefighter falling within the description in paragraph (10) below; and rules B7 (commutation), B9 (allocation), B10 (limitation of commuted or allocated portion), K1 (review of ill-health and certain deferred pensions), K1A (consequences of review) and K3 (reduction in case of default) of the 1992 Scheme apply accordingly in relation to the awards to which the person is thus entitled;

(b) if a person to whom paragraph (1) applies—

(i) has become a member of the 2007 Scheme, rule 9 or 11 of Part 3 of the 2007 Scheme, rule 1 of Part 9 of that Scheme (review of ill-health pension) and rule 2 of that Part (consequences of review) apply accordingly in relation to the awards to which the person is thus entitled;

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- (ii) has become a member of the 2015 Scheme, regulation 109 (commutation of part of pension), Chapter 6 (allocation of part of pension) of Part 5, regulation 77 (review of ill-health award or early payment of retirement pension) and regulation 78 (consequences of review) of the 2015 Regulations apply accordingly in relation to the awards to which the person is thus entitled.”; a
- (d) ym mharagraff (4A)—
 - (i) ar ôl y geiriau “the 2007 Scheme”, lle y digwyddant gyntaf, mewnosoder “or the 2015 Scheme”;
 - (ii) ar ôl y geiriau “the 2007 Scheme (award on ill-health retirement)” mewnosoder “or under regulation 74 (entitlement to lower tier ill-health pension and higher tier ill-health pension) of the 2015 Regulations”.

Diwygio Rhan 9 (adolygu, tynnu'n ôl a fforffedu dyfarndaliadau)

8. Yn Rhan 9 (adolygu, tynnu'n ôl a fforffedu dyfarndaliadau), yn rheol 2 (gostwng dyfarndaliad mewn achos o ddiffyg)—

- (a) ar ôl paragraff (2)(b)(ii) mewnosoder—
 - “(iii) if the person is a member of the 2015 Scheme, their state pension age, or 65 if that is higher(4),”;
- (b) ym mharagraff (3), ar ôl “the 2007 Scheme” mewnosoder “or Chapter 7 of Part 4 of the 2015 Regulations”.

Diwygio Rhan 10 (talw dyfarndaliadau a darpariaethau ariannol)

9.—(1) Mae Rhan 10 wedi ei diwygio fel a ganlyn.

- (2) Yn rheol 3 (atal dyblygu)—
 - (a) ym mharagraff (1)(b), ar ôl “the 2007 Scheme” mewnosoder “or the 2015 Scheme”;
 - (b) ym mharagraff (2)—
 - (i) yn is-baragraff (a), yn lle “or rule 11 of the 2007 Scheme” rhodder “, rule 11 of Part 3 of the 2007 Scheme or Chapter 6 of Part 5 of the 2015 Regulations”;
 - (ii) yn is-baragraff (b), ar ôl “2007 Scheme (pension credit member’s entitlement to pension)” mewnosoder “or regulation 114 (entitlement to pension credit members’ pension) of the 2015 Regulations”; a
 - (iii) yn is-baragraff (c), ar ôl “2007 Scheme (guaranteed minimum pensions)” mewnosoder “or regulation 175 (guaranteed minimum pension) of the 2015 Regulations”;
 - (c) ym mharagraff (3), yn lle “as the case may be, rule 4 of Part 14 of the 2007 Scheme” rhodder “rule 4 of Part 14 of the 2007 Scheme, or regulation 17 (service in two or more scheme employments) and regulation 18 (application of Chapter 2 – Pensionable service) of the 2015 Regulations, as the case may be”; a
 - (d) ym mharagraff (4)(a), ar y diwedd, mewnosoder—
 - “(m) under regulation 67 or 74 of the 2015 Regulations, a retirement pension or a lower tier ill-health pension or a higher tier ill-health pension, or”.
- (3) Yn rheol 4 (atal dyblygu: dyfarndaliadau eraill am anaf)—

(4) Gweler adran 10 o Ddeddf Pensiynau'r Gwasanaethau Cyhoeddus 2013 (p. 25) ar gyfer ystyr “state pension age”.

- (a) ym mharagraff (1), yn y man priodol mewnosoder—
““regulation 74 award” means an entitlement to a lower tier ill-health pension or a higher tier ill-health pension under regulation 74 of the 2015 Regulations;”;
 - (b) ym mharagraff (2)(b)(i), ar ôl “a rule 2 award,” mewnosoder “a regulation 74 award;”;
 - (c) ym mharagraffau (3) a (4), yn lle “or, as the case may be, the rule 2 award”, ym mhob man lle y mae'r geiriau hynny'n digwydd, rhodder “or the rule 2 award or the regulation 74 award, as the case may be.”.
- (4) Yn rheol 5 (atal dyblygu: dyfarndaliadau eraill i briodau neu blant personau sy'n ddiffoddwyr tân rheolaidd yn ogystal ag wrth gefn), ar ôl paragraff (3)(l) mewnosoder—
- “(m) a surviving partner's pension under regulations 87, 88 or 89 of the 2015 Regulations,
 - (n) a surviving partner's bereavement pension under regulation 90 of the 2015 Regulations,
 - (o) an eligible child's pension under regulations 95, 96 or 97 of the 2015 Regulations,
 - (p) an eligible child's bereavement pension under regulation 101 of the 2015 Regulations,
 - (q) a lump sum payable on death under regulations 105 and 106 of the 2015 Regulations.”

Diwygio Atodlen 1 (dyfarndaliadau am anaf a digolledu mewn perthynas â dyletswydd)

10.—(1) Mae Atodlen 1 wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 1 (cyfrifo dyfarndaliadau am wasanaeth amser llawn)—

(a) ar ôl paragraff 1 mewnosoder—

“**1A.**—(1) In the event that an award becomes payable in respect of a qualifying injury sustained in the course of employment in relation to which a person is or is eligible to be an active member in the 2015 Scheme, “relevant service” in the Table means the total of—

- (a) any relevant service in relation to the 2015 Scheme that relates to the person's scheme employment which is the same as, or most similar to, the scheme employment in respect of which the award is payable; and
- (b) if applicable, any relevant service in relation to the 1992 Scheme or the 2007 Scheme that relates to the person's employment which is the same as, or most similar to, the employment in respect of which the award is payable.

(2) In the event that an award is payable to a person who is not an active member of the 2015 Scheme, or has elected not to make pension contributions under the 2007 Scheme or the 1992 Scheme, when calculating an award payable under this scheme, the person's ‘relevant service’ is determined according to the pension scheme the person would have been eligible to be a member of when they sustained the qualifying injury.

(3) In sub-paragraph (2), “eligible to be a member” means a person's eligibility to be a member of any of the 1992 Scheme, the 2007 Scheme and the 2015 Scheme, pursuant to rule A3 (exclusive application to regular firefighters) of the 1992 Scheme, rule 1 of Part 2 of the 2007 Scheme or regulation 16 of, or Schedule 2 to, the 2015 Regulations, as the case may be.”;

- (b) ym mharagraff 1, yn y penawdau yn y Tabl, yn lle “or, as the case may be, final pensionable pay” yn y ddau fan lle y mae'r geiriau hynny'n digwydd, rhodder “final pensionable pay or final pay, as the case may be”;
- (c) ym mharagraff 2(1), ar ôl “the 2007 Scheme” mewnosoder “or regulation 74 of the 2015 Regulations”;
- (d) ym mharagraff 2(2), ar ôl “the 2007 Scheme”—

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- (i) yn y man lle y mae'r geiriau'n digwydd gyntaf, mewnosoder "or the exercise of an option not to become an active member of the 2015 Scheme in accordance with Chapter 2 of Part 3 of the 2015 Regulations";
- (ii) yn y man lle y mae'r geiriau'n digwydd am yr ail dro, mewnosoder "or regulation 122(3) of the 2015 Regulations or failed to exercise an option to become an active member of the 2015 Scheme in accordance with regulation 21 of the 2015 Regulations";
- (e) ym mharagraff 2(3)(a), ar ôl "the 2007 Scheme" mewnosoder "or regulation 118 (commutation of part of pension) or Chapter 6 (allocation of part of pension) of Part 5 of the 2015 Regulations".
- (3) Yn Rhan 2 (cyfrifo dyfardaliadau am wasanaeth rhan-amser)—
 - (a) ym mharagraff 2(1), yn lle "or, as the case may be, the final pensionable pay" rhodder "final pensionable pay or final pay, as the case may be";
 - (b) ar ôl paragraff 2(2) mewnosoder—
 - "(3) Where the person is or is eligible to be an active member in the 2015 Scheme, "relevant service" in B, C and D means the total of the service referred to in paragraph 1A(1)(a) and (b) of Part 1 of Schedule 1."
- (4) Yn Rhan 3 (cyfrifo dyfardaliadau am wasanaeth wrth gefn neu wirfoddol), ym mharagraff 1, yn lle "paragraph 1" rhodder "the table in paragraph 1 of Part 1 of this Schedule".

Diwygio Atodlen 2 (dyfardaliadau ar gyfer priodau a phartneriaid sifil)

- 11.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.
- (2) Yn Rhan 1 (pensiwn arbennig)—
 - (a) ym mharagraff 1, yn lle "or, as the case may be, final pensionable pay" rhodder "final pensionable pay or final pay, as the case may be";
 - (b) ym mharagraff 2—
 - (i) yn is-baragraff (1), yn lle "or, as the case may be, the final pensionable pay" rhodder "the final pensionable pay or the final pay, as the case may be";
 - (ii) ar ôl is-baragraff (2) mewnosoder—
 - "(3) Where the person is or is eligible to be an active member in the 2015 Scheme, "relevant service" in B, C and D means the total of the service referred to in paragraph 1A(1)(a) and (b) of Part 1 of Schedule 1."
 - (c) ar ôl paragraff 3(2) mewnosoder—
 - "(3) Where the person is or is eligible to be an active member in the 2015 Scheme, "relevant service" in C means the total of the service referred to in paragraph 1A(1)(a) and (b) of Part 1 of Schedule 1."
 - (3) Yn Rhan 2 (dyfardaliad i briod sy'n goroesi o briodas ar ôl ymddeol pan fo'r ymadawedig yn aelod o Gynllun 1992 ond nid yn aelod o Gynllun 2007), ym mharagraff 1(1)(b), ar ôl "2007 Scheme" mewnosoder "or the 2015 Scheme".

Diwygio Atodlen 3 (dyfardaliadau yn dilyn marwolaeth: plant)

- 12.** Yn Rhan 1 (lwfans arbennig plentyn) o Atodlen 3—
- (a) ym mharagraff 1, yn lle "or, as the case may be, his final pensionable pay" rhodder "the deceased's final pensionable pay or final pay, as the case may be";

- (b) ym mharagraff 4(2), yn lle “or, as the case may be, the final pensionable pay”, rhodder “, the final pensionable pay or the final pay, as the case may be,”;
- (c) ym mharagraff 5—
 - (i) daw'r ddarpariaeth bresennol yn is-baragraff (1);
 - (ii) ar ôl is-baragraff (1) mewnosoder—
 - “(2) Where the person is or is eligible to be an active member in the 2015 Scheme, “relevant service” in C means the total of the service referred to in paragraph 1A(1) (a) and (b) of Part 1 of Schedule 1.”

Diwygio Atodlen 4 (dyfarndaliadau yn dilyn marwolaeth: darpariaethau ychwanegol)

13. Yn Rhan 1 (pensiwn arbennig perthynas dibynnol sy'n oedolyn) o Atodlen 4—

- (a) ym mharagraffau 1, 2 a 3, yn lle “or, as the case may be, his final pensionable pay”, ym mhob man lle y mae'r geiriau hynny'n digwydd, rhodder “, final pensionable pay or final pay, as the case may be”;
- (b) ym mharagraff 4—
 - (i) ar ôl “final pensionable pay” mewnosoder “or final pay”;
 - (ii) daw'r ddarpariaeth bresennol yn is-baragraff (1);
 - (iii) ar ôl is-baragraff (1) mewnosoder—
 - “(2) Where the person is or is eligible to be an active member in the 2015 Scheme, “relevant service” in C means the total of the service referred to in paragraph 1A(1) (a) and (b) of Part 1 of Schedule 1.”