

SCHEDULE 1  
SCOTTISH PARLIAMENTARY PENSION SCHEME

**PART J**

SURVIVING PARTNERS AND CHILDREN

**CHAPTER 2**

PARTNER'S PENSION ETC.

*Partner*

- 57 (1) “Partner”, in relation to any deceased individual, means—
- (a) the individual's spouse or civil partner, or
  - (b) where no such person survives the deceased, any individual falling within this rule.
- (2) An individual falls within rule 57(1)(b) if—
- (a) the deceased nominated the individual as his or her partner by giving notice to the Fund trustees at least 6 months before death, and
  - (b) the Fund trustees are satisfied—
    - (i) that the individual and the deceased lived together as if they were husband and wife or, as the case may be, civil partners for the period of 2 years which immediately preceded the deceased's death,
    - (ii) that neither the individual nor the deceased lived with any other person in such a relationship (or with a spouse or civil partner) during that period,
    - (iii) that, during that period—
      - (A) the individual was financially dependant on the deceased, or
      - (B) the individual's financial relationship with the deceased was one of mutual dependence, and
    - (iv) that the individual and the deceased were not, immediately before the deceased died, prevented by law from either marrying or becoming civil partners.