
Changes to legislation: There are currently no known outstanding effects for the Scottish Parliamentary Pensions Act 2009, Cross Heading: Amount of office-holder pension. (See end of Document for details)

SCHEDULE 1
SCOTTISH PARLIAMENTARY PENSION SCHEME

PART F

PENSIONS

Amount of office-holder pension

- 39 (1) The annual office-holder pension payable to an individual is an amount equal to the total of the individual's office-holder pension entitlements.
- (2) An individual obtains an office-holder pension entitlement in respect of each period for which he or she holds a pensionable office.
- (3) The amount of an office-holder pension entitlement for such a period is calculated as follows—

$$\text{office-holder's final salary in respect of period} \times \left(\frac{A}{50} + \frac{B}{40} \right)$$

where—

“A” is the individual's reckonable service as an office-holder accrued when holding the office concerned in respect of which the individual made lower rate scheme member contributions, and

“B” is the individual's reckonable service as an office-holder accrued when holding the office concerned during which the individual made higher rate scheme member contributions.

- (4) Where an individual's annual office-holder pension (including any enhancement made by virtue of other scheme rules) exceeds the individual's annual office-holder pension cap, the annual office-holder pension payable to the individual is to be reduced to the individual's annual office-holder pension cap. An individual's “annual office-holder pension cap” is—
- (a) two-thirds of the final salary amount used to calculate the individual's office-holder pension entitlement, or
- (b) where an individual has more than one such entitlement, two-thirds of the highest such final salary amount.

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