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

SCHEDULE 1
SCOTTISH PARLIAMENTARY PENSION SCHEME

PART J

SURVIVING PARTNERS AND CHILDREN

CHAPTER 3

CHILDREN'S PENSIONS

Eligible children

- 63 (1) A “child”, in relation to a deceased individual, includes—
- (a) an adopted child, and
 - (b) a stepchild who, when the deceased died, was—
 - (i) financially dependant on the deceased, or
 - (ii) dependant on the deceased because of physical or mental impairment.
- (2) A deceased's child is an “eligible child” for any period starting on or after the date of the deceased's death during which any of the following conditions are met—

<i>Condition 1</i>	The child is born and aged 17 or under.
<i>Condition 2</i>	The child— <ul style="list-style-type: none">(a) is aged over 17 but under 23,(b) was, when the deceased died—<ul style="list-style-type: none">(i) financially dependant on the deceased, or(ii) aged 17 or under, and(c) would, in the opinion of the Fund trustees, be financially dependant on the deceased had the deceased survived.
<i>Condition 3</i>	The child— <ul style="list-style-type: none">(a) was dependant on the deceased because of physical or mental impairment when he or she died, and(b) would, in the opinion of the Fund trustees, still be so dependant had the deceased survived.

Changes to legislation:

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