

## SCHEDULES

### SCHEDULE 3

#### SURVIVOR'S PENSION UNDER SECTION 7: INHERITED AMOUNT

*Dead spouse or civil partner in old state pension system etc.*

**3.—(1)** A pensioner whose spouse or civil partner has died is entitled to an inherited amount under this paragraph if—

- (a) the marriage took place or the civil partnership was formed before 6 April 2016,
- (b) the spouse or civil partner reached pensionable age before 6 April 2016 but died on or after that date,
- (c) the pensioner was under pensionable age when the spouse or civil partner died, and
- (d) the pensioner would, on reaching pensionable age, have been entitled to a Category B retirement pension under section 48BB of the Contributions and Benefits Act if in subsection (3) of that section—
  - (i) the words “before 6 April 2016” were omitted, and
  - (ii) the reference to a bereavement allowance were a reference to bereavement support payment under section 29 of this Act.

(2) The inherited amount is equal to the weekly rate at which that Category B retirement pension would have been payable on the day on which the pensioner reached pensionable age if section 48BB(8) and (9) of the Contributions and Benefits Act were ignored.