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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2015 No.**

**The Teachers' Pension Scheme (Consequential Provisions) (Scotland) Regulations 2015**

**PART 3**

**Modification of early leaver and other provisions**

**Protection of increases in guaranteed minimum pensions after abolition of contracting-out**

**10.**—(1) Chapter 3 of Part 4 of the 1993 Act (protection for early leavers: protection of increases in guaranteed minimum pensions (“anti-franking”)) is modified as follows.

(2) In the application of that Chapter to P as a member of the old scheme—

- (a) in section 87(1)(a)(i) (general protection principle), the reference to the time when P ceases to be in pensionable service under a scheme that was, before the second abolition date, a salary-related contracted-out scheme is to be taken as a reference to the time when P ceases to be in pensionable service in relation to the new scheme; and
- (b) subsequent references to “the cessation date” are to be construed accordingly.