
SCOTTISH STATUTORY INSTRUMENTS

2014 No. 217

The Teachers' Pension Scheme (Scotland) Regulations 2014

PART 5

Retirement benefits for teachers

CHAPTER 6

Ill health retirement

SECTION 1

General

Ill-health applications

- 105.**—(1) An ill-health application made by a person (P)—
- (a) must be accompanied by all the medical evidence necessary for the scheme manager to determine that P is entitled to the payment of an ill-health pension or a total incapacity pension; and
 - (b) must be signed by P's employer unless—
 - (i) P left all eligible employment for a reason other than because P was incapacitated; or
 - (ii) P made the ill-health application more than 2 years after the last day of pensionable service.
- (2) The medical evidence must include a medical report containing evidence that P meets—
- (a) the incapacity condition; and
 - (b) if applicable, the total incapacity condition.
- (3) An application for a total incapacity pension will not be granted unless it is made—
- (a) before P leaves all eligible employment; or
 - (b) within 2 years after the last day of pensionable service.