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SCOTTISH STATUTORY INSTRUMENTS

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**2014 No. 217**

**The Teachers' Pension Scheme (Scotland) Regulations 2014**

**PART 5**

**Retirement benefits for teachers**

**CHAPTER 3**

**Phased retirement**

**Cessation of phased retirement pension**

- 94.**—(1) A phased retirement pension ceases to be payable to a member (P) if—
- (a) in the 12 months after the entitlement day, the annual rate of P's pensionable earnings increases; and
  - (b) as a result, the increased annual rate is more than 80% of the average annual rate of P's pensionable earnings in—
    - (i) if P met the reduced annual rate condition, the 6 months of pensionable service immediately before the reduced annual rate took effect; or
    - (ii) if P met the new employment condition, the last 6 months of the previous employment.
- (2) In this regulation, "increased annual rate" means the annual rate of P's pensionable earnings in the 12 months after the entitlement day.