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SCOTTISH STATUTORY INSTRUMENTS

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**2014 No. 292**

**The Teachers' Pension Scheme  
(Scotland) (No. 2) Regulations 2014**

**PART 6**

Survivor's benefits

**CHAPTER 2**

Specific interpretation

**Meaning of “surviving nominated beneficiary”**

**133.**—(1) For the purpose of a survivor's pension, a person (P) is a member's “surviving nominated beneficiary” if—

- (a) the member has nominated P to receive a pension on the member's death; and
- (b) at the date of the member's death—
  - (i) the nomination has effect; and
  - (ii) the conditions in paragraph (3) are satisfied.

(2) A member may nominate P by giving the scheme manager a written notice signed by both the member and P stating that the conditions in paragraph (3) are satisfied.

(3) The conditions are that—

- (a) a retirement pension (other than phased retirement pension) has not become payable to the member;
- (b) P is an individual;
- (c) neither the member nor P is married nor in a civil partnership;
- (d) P is not living with another person as if they were a married couple or civil partners;
- (e) P is not an eligible child of the member;
- (f) if P is the member's parent, brother or sister—
  - (i) P has never married nor formed a civil partnership; or
  - (ii) P is widowed or a surviving civil partner;
- (g) if P is the member's step-parent, P is widowed or a surviving civil partner; and
- (h) P is wholly or mainly financially dependent on the member.

(4) A nomination ceases to have effect if—

- (a) the member or P gives written notice of revocation to the scheme manager;
- (b) any condition in paragraph (3) ceases to be satisfied;
- (c) the member makes a subsequent nomination under this regulation; or
- (d) P dies.