
STATUTORY INSTRUMENTS

1995 No. 238

The Overseas Service (Pensions Supplement) Regulations 1995

PART III

CALCULATION OF ADDITION

CHAPTER III

*MODIFICATION OF APPLICATION OF PART I OF THE
ACT TO CONTRIBUTORY DERIVATIVE PENSIONS*

Application of Part I of the Act to contributory derivative pensions

14. The application of Part I of the Act to contributory derivative pensions for the purposes of regulation 7(1) shall be subject to the provisions of this Chapter.

Disapplication of section 6 to certain cases

- 15.** Section 6 of the Act shall not apply in the case of a contributory derivative pension—
- (a) which became eligible for the first time to receive supplement by virtue of section 11(2)(c) of the Act; or
 - (b) to which section 12 of the Act applies.

Modification of application of section 6

16. In the case of any contributory derivative pension to which section 6 of the Act applies, section 6(2) to (5) shall not apply and the 1971 rate shall instead be ascertained in accordance with Schedule 5, subject where applicable to paragraph 5 of Schedule 6.

Calculation of increase where period of contributory service spans relevant dates

17. Where during the period of contributory service in respect of a contributory derivative pension there occurred one or more of the relevant dates the calculation of increase under Part I of the Act shall be subject to the provisions of Schedule 6.