

Avon Pension Fund

LOCAL GOVERNMENT PENSION SCHEME

Bath & North East Somerset Council
Floor 3 South, Riverside, Temple Street, Keynsham, BS31 1LA
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NOMINATION OF COHABITING PARTNER FOR SURVIVOR'S PENSION LGPS 19A-2011

First read the notes overleaf. If you wish to proceed, use **BLOCK CAPITALS** to give details about yourself and your partner as requested below.

YOUR DETAILS

SURNAME: FORENAME(S):
DATE OF BIRTH: NI NUMBER:
HOME ADDRESS:

NAME OF EMPLOYING ORGANISATION:

I nominate my partner named below to receive a nominated cohabiting partner's pension under the Local Government Pension Scheme in the event of my death

SURNAME: FORENAME(S):
DATE OF BIRTH: NI NUMBER:
HOME ADDRESS:

DECLARATION

You and your nominated partner must also complete the following declaration.

We confirm that for a continuous period of at least two years prior to the date of this declaration—

- we have been able to marry or form a civil partnership¹;
- we have lived together as if we were husband and wife or civil partners²;
- neither of us have been living with someone else as if we were husband and wife or civil partners;
- our financial affairs have been interdependent (or the nominated partner has been financially dependent upon the scheme member)

SCHEME MEMBER'S SIGNATURE: DATE:
NOMINATED PARTNER'S SIGNATURE: DATE:

On your death, partners benefits would be paid to your nominated co-habiting partner if:

- the nomination has effect³ at the date of your death, and
- your nominated cohabiting partner satisfies us that the above conditions had been met for a continuous period of at least 2 years immediately prior to your death.

¹ A civil partnership is a relationship between two people of the same sex ("civil partners") which is formed when they register as civil partners of each other.

² For these purposes, two people of the same sex are to be regarded as living together as if they were civil partners if they would be regarded as living together as husband and wife if they were not of the same sex.

³ A nomination ceases to have effect if-

- (a) either you or your nominated partner gives us written notice to cancel the nomination, or
- (b) you make a subsequent nomination under this regulation, or
- (c) either you or your nominated partner marries, forms a civil partnership or lives with a third person as if they were husband and wife or as if they were civil partners, or
- (d) your nominated partner dies before you

NOMINATION OF COHABITING PARTNER FOR SURVIVOR'S PENSION EXPLANATORY NOTES

Benefits payable on the death of a member of the Local Government Pension Scheme (LGPS) include pensions for children, for a surviving spouse or civil partner⁴ and, provided the scheme member paid into the LGPS on or after 1 April 2008, for a nominated cohabiting partner.

You can nominate a cohabiting partner, of either opposite or same sex, with whom you have not entered into marriage or formed a civil partnership provided you both sign a joint declaration that the following conditions have been met:

The conditions are that for a continuous period of at least two years on the date the joint declaration is signed:

- both you and your nominated co-habiting partner are, and have been, able to marry each other or form a civil partnership with each other, and
- you and your nominated co-habiting partner have been living together as if you were husband and wife, or civil partners, and
- neither you or your nominated co-habiting partner have been living with someone else as if you/they were husband and wife or civil partners, and
- either your nominated co-habiting partner is financially dependent on you or you are financially interdependent on each other⁵

On your death, partners benefits would be paid to your nominated co-habiting partner if:

- the nomination has effect⁶ at the date of your death, and
- your nominated cohabiting partner satisfies us that the above conditions had been met for a continuous period of at least 2 years immediately prior to your death

You and your nominated co-habiting partner should be aware that on your death we may have to verify that the conditions for nomination have been satisfied. We may do this by, for example, asking for confirmation that you lived in a shared household with shared household spending, or your partner may be asked to demonstrate that you had a bank account or mortgage in joint names. There would be a right of appeal if we decide not to pay a pension and your partner believes that he/she has entitlement.

**Remember to let us know of a change in your circumstances
which could affect the nomination, or if you wish to cancel it.**

When completed, the nomination form should be returned to:
Avon Pension Fund, Bath & North East Somerset Council, Floor 3 South,
Riverside, Temple Street, Keynsham, BS31 1LA

⁴ A civil partnership is a relationship between two people of the same sex ("civil partners") which is formed when they register as civil partners of each other.

⁵ Your partner is financially dependent on you if you have the highest income. Financially interdependent means that you rely on your joint finances to support your standard of living. It doesn't mean that you need to be contributing equally. For example, if your partner's income is a lot more than yours, he or she may pay the mortgage and most of the bills, and you may pay for the weekly shopping.

⁶ A nomination ceases to have effect if-

- (a) either you or your nominated partner gives us written notice to cancel the nomination, or
- (b) you make a subsequent nomination under this regulation, or
- (c) either you or your nominated partner marries, forms a civil partnership or lives with a third person as if they were husband and wife or as if they were civil partners, or
- (d) your nominated partner dies before you