

meeting

PENSIONS ADMINISTRATION SUB COMMITTEE

date

14 JULY 2011

agenda item number

8

REPORT OF THE SERVICE DIRECTOR (HUMAN RESOURCES)

LOCAL GOVERNMENT PENSION SCHEME REGULATIONS

APPLICATION FOR TRANSFEEE ADMITTED BODY STATUS

1. Purpose of the Report

- 1.1. The purpose of this report is to inform the Pensions Administration Sub Committee of the proposed admission of two transferee admission bodies (as detailed on the attached appendices) into the Nottinghamshire Pension Fund under the provisions of Regulation 6 of the Pension Regulations.

2. Information and Advice

- 2.1. The Pensions Regulations require LGPS Pension Funds to allow an admission to its scheme if the organisation is one that is providing or which will provide a service or assets in connection with the exercise of a function of a scheme employer, as a result of the transfer of the service or assets by means of a contract or other arrangement.
- 2.2. Where a transferee admission body and the scheme employer undertake to meet the relevant requirements of Regulation 6, an administering authority must admit to the LGPS the eligible employees of the transferee admission body, and where it does so, the terms on which it does are noted in the admission agreement for the purposes of these Regulations.
- 2.3. Investigations have been made and it can be confirmed that the bodies named in Appendix A and B fall within the definition contained in Regulation 6 (2)(a)(i) of the Local Government Pension Scheme (Administration) Regulations 2008 and as such will be eligible to be a transferee admission body. Under Regulation 6 (10) & (11), the administering authority must admit to the scheme the eligible designated employees of the transferee admission body, provided the transferee admission body and the scheme employer undertakes to meet the relevant requirements of the regulations through an admission

agreement. Legal engrossment of the admission agreement is subject to the service transfer taking place.

- 2.4 The County Council will seek to sign appropriate transferee admission agreements to allow the bodies named within Appendix A and B to be admitted to the Nottinghamshire Pension Fund. When the admission agreements are formed the admitted bodies will be required to pay contribution rates as determined by the County Council's actuary.

3. Statutory and Policy Implications

- 3.1 This report has been compiled after consideration of implications in respect of finance, equal opportunities, personnel, crime and disorder and those using the service and where such implications are material they have been described in the text of the report.

4. Recommendation

- 4.1 The Pensions Administration Sub Committee is recommended to note the contents of the report, and note that it will be presented at the next meeting of the Pensions Committee.

M TOWARD
SERVICE DIRECTOR (HUMAN RESOURCES AND CUSTOMER SERVICE)

Background Papers Available for Inspection

5. Nil.

Electoral Divisions Affected

6. All.

Appendix A



Proposed admission of Webb Support Services Limited into the Nottinghamshire Pension Fund, as a transferee admitted body under the provisions of the Regulation 6 of the Pension Regulations.

Webb Support Services Limited has a contractual agreement with Ashfield School to undertake the school cleaning service. The service transfer will take place on 1st August 2011 and the contract period is 3 years.

This will involve the TUPE transfer of 42 employees of Nottinghamshire County Council's Environment and Resources Department – Building, Cleaning and Landscapes Services (of which 25 are current members of the LGPS) who are currently engaged in the delivery of the service. Webb Support Services Limited intends to allow continuity of LGPS membership for the staff through a transferee admission agreement with the Nottinghamshire Pension Fund. The option to join the LGPS will not be available to existing employees of the company.

Appendix B



Proposed admission of KCLS Limited, trading as Service Master, into the Nottinghamshire Pension Funds, as a transferee admitted body under the provisions of the Regulation 6 of the Pension Regulations.

KCLS Limited, trading as Service Master, has a contractual agreement with Annie Holgate Junior School to undertake the school cleaning service. The service transfer will take place on 18th July 2011 and the contract period is 3 years.

This will involve the TUPE transfer of 7 employees of Nottinghamshire County Council's Environment and Resources Department – Building, Cleaning and Landscapes Services (of which 3 are current members of the LGPS) who are currently engaged in the delivery of the service. KCLS Limited intends to allow continuity of LGPS membership for the staff through a transferee admission agreement with the Nottinghamshire Pension Fund. The option to join the LGPS will not be available to existing employees of the company.