



The Surrey Local Pension Board 12 October 2017

Review of Internal Dispute Resolution cases in 2017/18 (quarter one).

Recommendations:

1. The Board is asked to **note** the content of this report.

Detail:

Introduction

2. Pursuant to the Local Government Pension Scheme (LGPS) Regulations 2013 (the Regulations) each scheme employer and administering authority must appoint an adjudicator to consider applications regarding the first instance decisions made by the scheme employer or where relevant the administering authority.
3. Under the Scheme of Delegation relating to section 106 agreements, the following officers are nominated to hear stage one and stage two Internal Dispute Resolution (IDRP) appeals:
 - The Director of Finance.
 - The Director of Legal and Democratic Services.
 - The Director of People and Development.
 - The Strategic Finance Manager (Pension Fund and Treasury).

Summary of the appeals in 2017/18 (quarter one)

4. One first stage appeal was submitted and responded to in the first quarter of 2017/18. It was received on 21 April 2017.

The complaint

5. The appellant claimed that the award of a tier 3 ill health pension was not consistent with their medical condition and that they should instead have been awarded a tier 1 or 2 ill health pension.

The nominated stage 1 adjudicator

6. In reference to the relevant LGPS Regulation (2013, 36 (4)), the stage 1 adjudicator was not satisfied that the employer has complied correctly in reaching its decision.
7. The adjudicator was unable to verify whether the employer had considered all relevant factors when reviewing the recommendation of the independent physician, before making its determination.
8. As a consequence the adjudicator determined that the employer should review its decision not to award an ill-health pension under Regulation 36 (1).

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Sources/background papers: The LGPS Regulations 2013

Annexes: