

Isle of Wight Council Breaches Log

Local Government Pension Scheme

Pension Board: 06 April 2022

(previous report: 07 July 2021)

IWPF Ref	Date identified	Description	Relevant dates	Red Amber Green	Actions taken	Long term effects	Open/ Closed with date	Reported to C'tee and/or Board Y/N (date)	Reported to Regulator Y/N (date)
2021-01	09.09.2020	Transfer In incorrectly processed		Green	Transfer corrected and Hyman's asked to look over. Member informed with explanation and confirmation it's corrected.	Members pension over inflated	Closed March 2021	30.11.2020	No
2022-01	31.08.2021	Annual Benefit Statements 2020-21: 55 ABS not issued due to incorrect membership data (approx. 0.56% of statements required)		Green	<ul style="list-style-type: none"> Issue identified as errors from data cleansing project – sample check did not pick up. Individual members notified. Investigation of each member's record in progress. Rectification actions planned. Member statements will be issued as soon as records updated. 	No long-term impact for members – ABS late but will be issued with correct information. Review process for checking future bulk-uploaded corrections. Contractual review for potential recompense. Determined not systematic error.	Open	To LPB 22-Sep-21	Not required – not materially significant.
2022-02	14.09.2021	Board membership is not compliant with PSPA13 or LGPS Regs, as term of office for one scheme member rep expired in August 2021, but reselection exercise not commenced	Term expired 22-08-2021 Identified 13-09-2021 Meeting to discuss held 14-09-2021	Green (TFM and MO confirmed)	<ul style="list-style-type: none"> Monitoring officer to write to board member to inform them term of membership has ceased. MO to write to current board chair to determine if scheduled meeting 22 Sep 21 should be cancelled. Breach assessment report prepared for MO, S151, chair of PFC. Selection process for scheme member representatives to be developed (including information from other ACCESS-pool authorities). Selection process to be carried out, for completion before next scheduled board meeting on 15 Dec 21. Selection process for employer representative (term of office expires 24 Sep 21) to be completed before next scheduled board meeting. Terms of office for all board members to be documented and diarised for review one year before termination. 	<ul style="list-style-type: none"> Improved planning for review of membership to prevent future occurrences. Agreement of role profiles for board members to support recruitment and selection process Documented recruitment and selection processes for future. Use this situation to increase board membership in accordance with provision in Constitution. 	open	To MO 15-Sep-21 11:30 (confirmed) To s151, Chair PFC, Chair LPB 15-Sep-21 16:00	Not required – not materially significant. (MO confirmed) Subsequently jointly reported with 2022-03 below
2022-03	15.09.2021	The council had not previously followed proper appointment processes for board members, with the exception of the council-appointed employer representative appointed in July 2021.	Identified as part of review of above breach. MO email 28-09-2021	Green	<ul style="list-style-type: none"> Report added to full council agenda 17 Nov to update terms of reference for board and confirm appointments. Terms of reference drafted for internal review 30-09-2021 Timetable to seek expressions of interest/nominations agreed, building in time for senior officer review prior to recommendation to full council. Breach report updated. Agreed that although not likely to be significantly material to TPR, breach would be reported. 	<ul style="list-style-type: none"> Council Constitution will reflect proper governance arrangements for pension board operation. Others as documented under breach 2022-02 	Open	To s151, MO, Chair PFC 28-09-2021 Full Council report 17-Nov-21 PFC report 24-Nov-21 LPB 15-Dec-21 02-Feb-22	Yes – breach report submitted 07-10-2021 08-10-2021: TPR acknowledged “no further action at this time”

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2022-04	27.09.2021	Pension Fund will not be able to publish its annual report and accounts by the deadline of 1 December 2021, as required by clause 57 of LGPS Regs 2013. External auditors for council will not be able to complete their audit opinion on IWC accounts (and hence IWCPF accounts) until audit committee meeting on 6 December.	Audit committee meeting 27-Sep-21 (draft minutes 17a)	Green	<ul style="list-style-type: none"> Pension Fund audit substantially complete on 27 September 2021 but cannot be signed off until council audit is closed. Annual report and accounts will be completed, with the exception of audit opinion and links to IWC accounts before audit committee meeting on 6 December. Email sent to LGA 19-Oct-21 notifying them of the delay in publication of annual report. Publication expected by end of week of audit committee (i.e. by 10-Dec-21) 	<ul style="list-style-type: none"> None anticipated at this time. 	Open	PFC report 24-Nov-21	No.
2022-05	08.10.2021	Member complained that IWC Pension Fund do not offer Trivial Commutation		Green	<p>Communication attaching Admin Strategy and IDRPs sent to the member who has already spoken to the Pensions Ombudsman and they have referred member back to us.</p> <p>Member is going to make a formal complaint even though we have confirmed fund does not offer trivial commutation.</p>	Future considerations maybe needed to review the Funds position on Trivial commutation.	Open	LPB 06-Apr-22	Not required – not materially significant.