

Extract from Clwyd Pension Fund; Statement of Administering Authority Discretionary Policies; November 2023

This is an extract from the Statement of Administering Authority Discretionary Policies. The table of discretions starts on page 4, with items 29 and 30 found on page 13 and item 70 found on page 30. The discretions policy can be found:

<https://mss.clwydpensionfund.org.uk/documents/Statement%20of%20Administering%20Authority%20Discretionary%20Policies.pdf>

Administering Authority Discretions under the Local Government Pension Scheme

Ref	Regulation Reference (see key at end)	Description of Discretion	Clwyd Pension Fund Policy
Admission Agreements and Employer Management			
29	R13 – 70 TP14 – 22(2)	Whether to issue an employer with a notice to recover additional costs incurred as a result of the employer's level of performance.	Whether or not additional costs will be recovered is outlined in the Fund's Administration Strategy. This is subject to the process outlined in the Pensions Administration Strategy and the final decision if additional costs are to be recharged (including the amount to be recharged and how this will be calculated) will be made jointly by the Pensions Administration Manager and the Head of Clwyd Pension Fund.

Ref	Regulation Reference (see key at end)	Description of Discretion	Clwyd Pension Fund Policy
30	R13 – 71(1)	Whether to charge interest on payments by employers overdue.	<p>Whether or not interest will be charged is outlined in the Fund's Administration Strategy. The default is that interest will be charged in respect of late payments received from employing authorities, where the payment is overdue (with the overdue date being as specified in the relevant regulations). Interest will be calculated as per the relevant regulations. However, the Pension Fund Accountant can choose to waive the charge, following discussion with the Pensions Administration Manager and the Head of Clwyd Pension Fund. Waiving the amount will generally only be considered where the interest is considered de minimis.</p>
Discretions relating to Councillors			

Ref	Regulation Reference (see key at end)	Description of Discretion	Clwyd Pension Fund Policy
74	R97 – 82(1)	The Administering Authority may decide whether to charge interest on payment of contributions to the Fund by employers that are overdue by more than 1 month (in respect of councillor members).	<p>The default is that interest will be charged in respect of late payments received from employing authorities, where the payment is overdue (with the overdue date being as specified in the relevant regulations). Interest will be calculated as per the relevant regulations. However, the Pension Fund Accountant can choose to waive the charge, following discussion with the Pensions Administration Manager and the Head of Clwyd Pension Fund. Waiving the amount will generally only be considered where the interest is considered de minimis.</p> <p>Note this discretion does not apply to payments that are due by Flintshire County Council as an employing authority. Regulation 82(1A) requires that interest must be paid in these circumstances. We have decided that interest will be charged in respect of late payments received from employing authorities, where the payment is overdue by more than one month. Interest will be calculated as per the relevant regulations.</p>

