



# Report to Pension Fund Committee

**Date:** Thursday 19 November 2020

**Title:** Breaches of the Law

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**Recommendations:** **The Committee is asked to NOTE the content of this report and COMMENT on the breaches log.**

## 1. Executive summary

1.1 The Procedure for Reporting Breaches of the Law complies with the requirements of the [Pensions Act 2004](#) and the [Pensions Regulator's Code of Practice](#). The procedure details how individuals responsible for reporting and whistleblowing can identify, assess and report (or record if not reported), a breach of law relating to the Buckinghamshire Pension Fund.

## 2. Content of report

2.1 The Breach Log at Appendix 1 to this report was originally presented to Committee on 29 September 2020. The attached provides an update of the position regarding outstanding contributions due to the Fund.

In addition to the updated position on receipt of contributions, a further 11 refunds were paid in Q2 in respect of payments made more than 5 years after the scheme member left. It was also reported that 78.9% of annual benefit statements were issued by the statutory deadline of 31 August, due to a late return from a large employer. Working with this employer as prescribed in the Fund's Pension Administration Strategy has resulted in 3,376 further statements being issued, increasing the total number of statements issued to 89.4%. Work is continuing with this employer and it is envisaged that all statements where no further queries arise will be issued by 30 November.

### **3. Other options considered**

3.1 Not applicable.

### **4. Legal and financial implications**

4.1 The procedure details how individuals responsible for reporting and whistleblowing can identify, assess and report (or record if not reported) a breach of law relating to the Buckinghamshire Pension Fund. It aims to ensure individuals responsible can meet their obligations and avoid placing any reliance on others to report. The procedure also assists in providing an early warning of possible malpractice and reduces risk to the Fund.

### **5. Corporate implications**

5.1 Not applicable.

### **6. Consultation and communication**

6.1 Not applicable.

### **7. Next steps and review**

7.1 Outstanding actions will be completed as detailed in Appendix 1. The Breach Log is reviewed annually.

