



Report to Pension Fund Committee

Date: 18 November 2021

Reference number: Not applicable

Title: Breaches of Law

Relevant councillor(s): Not applicable

Author and/or contact officer: Claire Lewis-Smith, Pensions Administration Manager

Ward(s) affected: Not applicable

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

Executive summary

- 1.1 The Procedure for Reporting Breaches of the Law (Appendix 1) 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.

Content of report

- 1.1 The Breach Log at Appendix 2 to this report, details the administration breaches recorded for Q2/3/4 for 2020/21 and Q1 for 2021/22, along with details of the percentage of annual benefit statements issued for 2021/22. For contributions, as the position reported last year was up until May 2020, 13 months from June 2020 to June 2021 have been reported.

Other options considered

- 1.2 Not applicable.

Legal and financial implications

- 1.3 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 are able to 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.

Consultation and communication

- 1.4 Not applicable.

Next steps and review

The Breach Log is reviewed annually.

Background papers

The Local Government Pension Scheme Regulations 2013

<http://lgpsregs.org/schemeregs/lgpsregs2013/timeline.php>

The Pension Regulator's Code of Practice

<https://www.thepensionsregulator.gov.uk/en/document-library/codes-of-practice/code-14-public-service-pension-code-of-practice>

The LGPS Scheme Advisory Board's Local Pension Board Guidance

<http://www.lgpsboard.org/index.php/board-publications/board-guidance>