

Leicestershire Pension Fund – Breaches Log (as at November 2019)

To be read in conjunction with the Funds “Procedure for Reporting Breaches of the Law to the Pensions Regulator”

Date	Who identified the breach	Cause	Effect	Reaction	Wider Implications	Material or Not	If material – date reported to TPR	Outcome
April 2016 to January 2017	Investment Manager	Continued late payment of contributions from Cottesmore Primary	Delayed investment of the contributions	Prompt reminders issued	Nil. No impact on the members benefits	Not material (but TPR made aware)	9 January 2017	TPR instructed the Fund resolve it directly. Payments now made on time
August 2016 to June 2017	Pensions Manager	New admission body and outsourcing employer’s failure to sign the legal documents, relating to the new employer joining the Fund	Scheme members delayed joining the scheme	Prompt reminders and implications explained to all parties	Delayed contributions into the Fund. Members not covered during the delay period	Not material, if resolved by August 2017	n/a	Local Pension Board added pressure. All documents were signed and members benefits were fully backdated and all contributions were received
September 2017	Pensions Manager	One Fund employer did not resolve all their year-end queries	200 actives members annual benefit statements were not provided	Prompt action taken by the Fund and the	Nil. Statements were received the year before	Not material	n/a	The employer resolved the queries by the end of September 2017.

		by the statutory deadline	by the 31 August. 58,345 statements were produced by the 31 August.	employer				Statements were produced in October 2017.
September 2017	Pensions Manager	New admission body (CSE) unable to secure a full bond and therefore legal documents remain outstanding	One member unable to remain in the Fund until the documents are completed	Large amounts of administration, legal and actuarial time has been spent. Prompt reminders and a face to face meeting has taken place	Member still unable to join the scheme. The member and the Union are aware of the situation	Not material currently. To be resolved internally.	n/a	All legal documents completed April 2019. Scheme membership backdated to the date of transfer for the scheme member.
September 2018	Pensions Manager	7 employers did not resolve all their year-end queries by the statutory deadline	69 active members annual benefit statements were not provided by the 31 August. 61,574 statements were produced by the 31 August.	Remaining 69 cases being completed by the employers in September 2018	Nil. Statements were received the year before	Not material	n/a	Ongoing for 69 cases. Statements to be produced by the 30 November 2018
March 2019	Pensions Manager	A small number of the larger	Delay in resolving scheme members	Chair of Pension Board	Potential increased costs	Not material	n/a	Only one employer has not responded

		employers had not completed their scheme discretions	benefits Increased likelihood of appeals made against these employers	wrote to the employers	for these employers			to the letter. All other larger employers have either provided their discretions or are doing so currently.
November 2018	Pensions Manager	New admission body and outsourcing employer's failure to sign the legal documents, relating to the new employer joining the Fund.	Scheme members delayed joining the scheme	Prompt action taken by the Fund and the employer Members are aware of the delays caused by the employers	Delayed contributions into the Fund Members not covered during the delay period No new employer data available to the scheme actuary for the fund valuation	Was considered material – but given 2 weeks extension and all documents signed before it was raised with the Regulator	n/a	All legal documents signed and members benefits backdated to the date of the transfer. All members information.
September 2019	Pensions Manager	One employer did not resolve all the payroll year-end queries by the	490 active members annual benefit statements were not provided	Prompt action being taken by the Fund and employer to resolve the	Statements not received by the deadline. These members received	Not material if resolved by the end	n/a	Statements to be produced and sent to members. (on-going)

		statutory deadline	by the 31 August. Over 61,000 statements were produced by the 31 August	remaining queries	statements in previous years and have the online modeller available, should they wish to use it	of 2019		
October 2019 to date	Pensions Manager	Pension Regulations changed in April 2014 – if a member does not claim their refund (if they leave with less than 2 years services) it has to be paid after 5 years (April 2019 onwards)	A breach of regulations but not an unauthorised payment under HMRC tax rules The LGA recognise the flaw in the current regulation and this may be revoked in future	Pensions now write to less than 2 years leavers, detailing their requirement to receive a refund after 5 years	A breach of the current pension scheme regulations	Not material as this will take place every month from April 2019 onwards and each member will be written to	n/a	Ongoing and therefore a new standard process has been developed to deal with this

As at 19 November 2019