

**ORIGINATOR: CC CHIEF FINANCE
OFFICER**

DECISION NO. 27-2013

REASON FOR SUBMISSION: FOR DECISION

SUBMITTED TO: POLICE AND CRIME COMMISSIONER

**SUBJECT: ADMISSION AGREEMENT TO THE LOCAL
GOVERNMENT PENSION SCHEME (LGPS) FOR
STAFF TRANSFERRED UNDER TUPE TO THE
FACILITIES MANAGEMENT CONTRACTOR**

SUMMARY:

1. The original decision on the Facilities Management proposals was taken as an urgent item on 14 March 2012 following consideration of a paper by the Strategic Development Panel on 9 March 2012.
2. The decision was noted by the Police Authority on 20 April 2012.
3. The contract was sealed on behalf of the Police Authority on 15 June 2012.
4. The admission agreement to the LGPS, administered by Suffolk County Council CSD, for TUPE transferred staff requires sealing to allow the contractor to be an admitted body for the provision of pensions for existing members of the scheme.

RECOMMENDATION:

It is recommended that the Police and Crime Commissioner agrees to the execution of the seal on this agreement as part of the overall contract for the provision of Facilities Management Services.

APPROVAL BY: PCC

This recommendation set out is approved

Signature *Tina Pamove*

Date 19/04/2013

DETAIL OF THE SUBMISSION

1. KEY ISSUES FOR CONSIDERATION:

- 1.1 The provision of a facilities management service was tendered jointly with Norfolk in late 2011 for commencement on 1 July 2012.
- 1.2 The original decision on the Facilities Management proposals was taken as an urgent item on 14 March 2012 following consideration of a paper by the Strategic Development Panel on 9 March 2012.
- 1.3 The decision was noted by the Police Authority on 20 April 2012.
- 1.4 The contract was sealed on behalf of the Police Authority on 15 June 2012.
- 1.5 As part of this contract award existing Suffolk caretaking and grounds staff transferred under TUPE to the new contractor. All transferring employees were members of LGPS as were three second generation transfers.
- 1.6 To meet its contractual obligations under TUPE, the contractor requires admitted body status to LGPS, administered by Suffolk County Council, in order to contribute to and have employees in the scheme.
- 1.7 The consent of the Police and Crime Commissioner is sought to execute the seal on the agreement to allow the contractor admitted body status.

2. FINANCIAL IMPLICATIONS:

- 2.1 All costs associated with this admission agreement are included within the Facilities Management Contract sealed on 15 June 2012.

3. OTHER IMPLICATIONS AND RISKS:

- 3.1 Premature termination of the main contract results in a liability to the LGPS. The contractor has an actuarially assessed bond in place to cover this risk.

ORIGINATOR CHECKLIST (MUST BE COMPLETED)	PLEASE STATE 'YES' OR 'NO'
Has legal advice been sought on this submission?	Yes – SCC Legal Services
Has the PCC's Chief Finance Officer been consulted?	Yes – within the Police Authority papers
Have equality, diversity and human rights implications been considered including equality analysis, as appropriate?	Yes – as part of the FM Contract
Have human resource implications been considered?	Yes
Is the recommendation consistent with the objectives in the Police and Crime Plan?	N/A
Has consultation been undertaken with people or agencies likely to be affected by the recommendation?	Yes
Has communications advice been sought on areas of likely media interest and how they might be managed?	No
In relation to the above, have all relevant issues been highlighted in the 'other implications and risks' section of the submission?	Yes

APPROVAL TO SUBMIT TO THE DECISION-MAKER

Chief Executive

I am satisfied that relevant advice has been taken into account in the preparation of the report and that this is an appropriate request to be submitted to the PCC.

Signature:

Date

18 April 2013

