



FOR PUBLICATION

DERBYSHIRE COUNTY COUNCIL

COUNCIL

WEDNESDAY, 14 SEPTEMBER 2022

Report of the Director of Finance and ICT

**Derbyshire Pension Board
Appointment of Member Representative**

1. Purpose

- 1.1 To seek approval for the appointment of a new member of Derbyshire Pension Board (the Pension Board/the Board).

2. Information and Analysis

- 2.1 The Local Government Pension Scheme (Amendment) (Governance) Regulations 2015, introduced a requirement for administering authorities of local government pension funds to establish local pension boards as part of an enhanced governance structure for the Local Government Pension Scheme (LGPS).

Pension boards were introduced to assist administering authorities to secure compliance with pension legislation and to ensure the effective and efficient governance and administration of the LGPS. Derbyshire County Council is the administering authority of Derbyshire Pension Fund (Pension Fund/the Fund).

In April 2015, Council approved the establishment of Derbyshire Pension Board and its inaugural terms of reference. Council has subsequently reviewed the operation of the Board, extended Board terms of membership, approved Board appointments and approved updated terms of reference which are attached as Appendix 2.

The Board has successfully supported the Pensions and Investments Committee in discharging the Council’s statutory functions under the LGPS Regulations and associated pension legislation related to the Fund. The Board has also encouraged the administering authority in its drive to adopt best practice in relation to the governance and administration of the Pension Fund.

The Board is made up of two Member Representatives and two Employer Representatives, together with an independent Chair.

2.2 Following previous Council approvals of Board appointments, the Member and the Employer Representatives of the Board were as follows:

Role	Name	Start Date of Term	Term	Expiry
Member Rep	Nick Read	June 2018	4 Years	June 2022
Member Rep	Karen Gurney	June 2019	4 Years	June 2023
Employer Rep	Oliver Fishburn	May 2019	4 Years	May 2023
Employer Rep	Susan Ambler	Feb 2022	4 Years	Feb 2026

Nick Read stepped down from the Board in June 2022 when his term of office as a Member Representative ended.

Mr Read had been a member of the Pension Board since it was established in 2015 and made a very positive contribution to the governance of the Pension Fund during his tenure on the Board.

Fellow Board members and officers of the Fund would like to note their thanks for his contribution.

2.3 A recruitment process has been undertaken for a new Member Representative for the Board which involved informing current Fund members about the vacancy. This included advertising the position as follows:

- on the Fund’s website
- through the County Council’s recruitment site
- asking participating employers through the monthly Employer Newsletter to signpost their Fund members to information about the vacancy
- contacting members registered on the Fund’s My Pension Online system, and

- writing to deferred members who had not yet registered on the My Pension Online system

2.4 Applications were received from three Fund members, each of whom had received notification about the vacancy through their My Pension Online registration.

The Chair of the Board, a fellow Board member and an officer of the Fund met with each candidate on 9 August 2022 to select the proposed new Member Representative for recommendation to Council to approve the appointment.

The Board recommend that John Sadler is appointed as the new Member Representative to fill the vacancy following the end of Mr Read's tenure.

Mr Sadler is an active member of the Fund through his employment with Derby City Council and previously served on a pension board in Leicestershire which will bring valuable experience to Derbyshire Pension Board.

2.5 It is proposed that John Sadler is appointed to the Board as a Member Representative for a term of four years which would expire in September 2026.

3. Implications

3.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

4. Background Papers

4.1 Background papers are held by the Head of Pension Fund:

- Correspondence with the Fund's members regarding the vacant position on the Board
- Application for the position of Member Representative

5. Appendices

5.1 Appendix 1 – Implications

5.2 Appendix 2 – Derbyshire Pension Board Terms of Reference

6. Recommendation(s)

That Council:

Approves the appointment of John Sadler as a Member Representative on Derbyshire Pension Board for a term of four years.

7. Reasons for Recommendation(s)

- 7.1 To ensure that the appropriate member representation is in place on Derbyshire Pension Board.

Report Author: Steve Webster

Contact details: Steve.Webster@derbyshire.gov.uk

Implications

Financial

1.1 None

Legal

2.1 Regulation 105(2) of the Local Government Pension Scheme Regulations allows an administering authority to delegate any function under those Regulations. An administering authority is also required under Regulation 109 to 'have regard' to guidance issued by the Secretary of State in relation to local pension boards. Under government guidance issued in 2015 when Pension Boards were first established, the administering authority has to consider carefully the establishment of its local pension board and the appointment of its members. The guidance indicates that this should be a function undertaken by the administering authority (i.e. full council) rather than delegated to a committee or officers.

Human Resources

3.1 None

Information Technology

4.1 None

Equalities Impact

5.1 None

Corporate objectives and priorities for change

6.1 None

Other (for example, Health and Safety, Environmental, Sustainability, Property and Asset Management, Risk Management and Safeguarding)

7.1 None