

Example 3rd Tier III Health Retirement Review Certificate for a Current 3rd Tier Pensioner – England and Wales – Review taking place within 3 years of date of cessation of employment.

Medical certificate to be provided by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 20 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 (as amended) in respect of a 3rd tier pensioner whose pension is currently in payment.

Part A: To be completed by the employer

Surname of former employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Former Employer:

Former position (post title):

Nature of former employment (job description attached):

Date of cessation of former position:

The former employee named above was, at the date of cessation of their former position, certified as being, on the balance of probabilities, permanently incapable (1) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although having a reduced likelihood of being capable of obtaining other gainful employment (2), whether in local government or elsewhere, before age 65, it was nevertheless likely that he / she would be capable of obtaining gainful employment (2) within 3 years of the date of cessation of employment. He / she was awarded a short-term, reviewable, 3rd tier pension. It is now necessary to review, in accordance with regulation 20 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007, whether he / she is still capable of obtaining (7) gainful employment (2) within 3 years of the date of cessation of employment.

(*delete as appropriate)

Part B: To be completed by the approved (3) registered medical practitioner. Please tick appropriate boxes.

Please tick either B1 or B2

I certify that, in my opinion, having considered their ill health or infirmity, the former employee named in Part A

B1: **IS STILL** B2: **IS NOT** (4)

likely to be capable of obtaining (7) gainful employment (2) within three years of the date of leaving shown in Part A.

If B1 has been ticked, please tick B3 or B4

I certify that, in my opinion, the former employee named in Part A

B3: **IS CURRENTLY CAPABLE OF OBTAINING (7) GAINFUL EMPLOYMENT (2)(5)**

B4: **IS NOT CURRENTLY CAPABLE OF OBTAINING (7) GAINFUL EMPLOYMENT (2) BUT IS LIKELY TO BE CAPABLE OF DOING SO WITHIN THREE YEARS OF THE DATE OF LEAVING SHOWN IN PART A. I WOULD LIKE TO REVIEW THIS CASE [ENTER DATE, BEING A DATE GREATER THAN 18 MONTHS BUT LESS THAN THREE YEARS AFTER THE DATE OF LEAVING SHOWN IN PART A] (6)**

General statement

I do / do not* attach a copy of my full report / assessment and I certify that:

I hold a diploma in occupational health medicine (D Occ Med) or an equivalent qualification issued by a competent authority in an EEA State, which has the meaning given by the General and Specialist Medical Practice (Education, Training and Qualification) Order 2003, or I am an Associate, a Member or a Fellow of the Faculty of Occupational Medicine or of an equivalent institution in an EEA State

AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate.

..... Date:
Signature of independent registered medical practitioner

.....
Printed name of independent registered medical practitioner

(* delete as appropriate)

Important notes:

- (1) 'Permanently incapable' means that the former employee was, more likely than not, incapable until, at the earliest, their 65th birthday.
- (2) 'Gainful employment' means paid employment (whether in local government or elsewhere) for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the employee's former employment.
- (3) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.
- (4) If Box B2 is ticked, the former employer can determine to award an enhanced (2nd tier) ill health pension, payable from the date of their determination.
- (5) If Box B3 is ticked, the 3rd tier ill health pension will cease to be payable immediately (or, if later, from the date 18 months after the date of leaving shown in Part A).
- (6) If Box B4 is ticked, the 3rd tier ill health pension will continue in payment but the case is to be referred back to the independent medical practitioner at the time indicated by the independent medical practitioner for a further review (unless the pension is stopped before then upon the former employee obtaining gainful employment).
- (7) The independent registered medical practitioner is providing an opinion on the former employee's capability of obtaining gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

