

**WIRRAL COUNCIL
PENSION COMMITTEE
16 SEPTEMBER 2013**

SUBJECT:	2 ADMISSION BODY APPLICATIONS AMEY SERVICES LIMITED (Streetscene Procurement) Lot 1 – Highways/Street Lighting Lot 2 - Street Cleansing
WARDS AFFECTED:	ALL
RESPONSIBLE PORTFOLIO HOLDER:	STRATEGIC DIRECTOR OF TRANSFORMATION AND RESOURCES
KEY DECISION? <i>(Defined in paragraph 13.3 of Article 13 'Decision Making' in the Council's Constitution.)</i>	NO

1.0 EXECUTIVE SUMMARY

- 1.1 This report informs members of the Interim Director of Finance decision taken under delegation, to approve the application received from Amey Services Limited for admission to Merseyside Pension Fund as a Transferee Admission Body. The company has secured the Highways/Street Lighting contract (Lot 1) and the Street Cleansing contract (Lot 2) at Liverpool City Council from 1st July 2013 for a period of 9 years.
- 1.2 The appendix attached to the report contains exempt information. This is by virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972, i.e. Information relating to the financial or business affairs of any particular person (including the authority holding that information)

2.0 BACKGROUND

- 2.1 The applications are to provide pension provision for 183 transferred staff (76 in respect of Lot 1 and 107 in respect of Lot 2) who wish to continue to participate in the Local Government Pension Scheme for the duration of the contract period.
- 2.2 Amey Services Limited is a private limited company registered in England and Wales, (number 02507588), and its principal activity during the year ended 31 December 2012 was that of general public administration activities.

3.0 RELEVANT RISKS

- 3.1 The potential risk of financial loss to the Fund resulting from the admittance of the company is mitigated by virtue of Regulation 38(3) (a) of the Local Government Pension (Administration) Regulations 2008, which provides for the ceding employer to underwrite the contractor's pension obligations.

4.0 OTHER OPTIONS CONSIDERED

- 4.1 The contractor's preferred route in accordance with the Statutory Best Value Authorities Staff Transfer (Pension) Direction 2007 on staff Transfers was to secure admitted body status as an alternative to the provision of a comparable pension scheme.

5.0 CONSULTATION

- 5.1 No consultation required as staff retained access to the LGPS.

6.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 6.1 None arising from this report.

7.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 7.1 The transfer of past service liabilities are to proceed on a fully funded basis and will have no immediate impact on Liverpool City's Council's current assessed contribution rate.
- 7.2 Any outstanding contributions either not recovered from the contractor or any bond provision at closure will ultimately fall to Liverpool City Council.

8.0 LEGAL IMPLICATIONS

- 8.1 The Legal documents to be drafted and approved by Wirral's Legal Department.

9.0 EQUALITIES IMPLICATIONS

- 9.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

No, as there are no equalities implications as employees retain access to the LGPS.

10.0 CARBON REDUCTION IMPLICATIONS

- 10.1 None arising from this report.

11.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

- 11.1 None arising from this report.

12.0 RECOMMENDATION/S

12.1 It is recommended that the members of the Pension Committee note the approval of the applications for admission to the Merseyside Pension Fund of Amey Services Ltd.

13.0 REASON/S FOR RECOMMENDATION/S

13.1 The application for admission meets all prescribed regulatory and financial requirements under the Local Pension Scheme Regulations and the appropriate supporting documentation has been received and approved by the Fund's Legal Monitoring Officer. All parties to the agreement are legally enforced to comply with the governance policy of Merseyside Pension Fund.

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APPENDICES

Exempt Appendix included in committee papers.

REFERENCE MATERIAL

The report produced by Mercer Limited the Fund Actuary, dated 28 June 2013, was used in producing this report.

SUBJECT HISTORY (last 3 years)

Council Meeting	Date