

WIRRAL COUNCIL

PENSION COMMITTEE

29 OCTOBER 2018

SUBJECT:	NON-RECOVERY OF PENSION OVERPAYMENTS
WARD/S AFFECTED:	ALL
REPORT OF:	DIRECTOR OF PENSIONS
RESPONSIBLE PORTFOLIO HOLDER:	
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 This report requests approval to write off a sum of £113,071.36, in respect of pension overpayments that have arisen and which are now Statute Barred or irrecoverable; they are now recommended by Legal Services for write off.
- 1.2 The appendix to this 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 AND KEY ISSUES

- 2.1 Overpayment of pension benefits can arise in a number of circumstances where information that should result in the termination of a payment is not received, or only received some considerable time after an event.
- 2.2 Attempts are made to recover overpayments in accordance with an established debt recovery procedure. Each case is considered on an individual basis with regard to its particular nature and sensitivity, particularly as the great majority of cases relate to the decease of a pensioner member.

This involves sundry debtor accounts being raised against the notified beneficiary and pursued under the debt recovery process

2.3 The delegated authority of the Section 151 Officer to write-off debt is limited to £1,000 in any one case. As the individual amounts in these cases are above that figure, committee approval is requested.

2.4 Details of the individual cases of overpayment are provided in the exempt appendix.

2.5 The total overpayment for write-off represents 0.05% of the current annual payroll.

3.0 RELEVANT RISKS

3.1 If recovery action is pursued, further legal costs will be incurred and the recovery of the sums likely to prove unsuccessful as the majority of the debts are statute barred.

4.0 OTHER OPTIONS CONSIDERED

4.1 Not relevant for this report

5.0 CONSULTATION

5.1 Not relevant for this report

6.0 OUTSTANDING PREVIOUSLY APPROVED ACTIONS

6.1 None associated with the subject matter.

7.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

7.1 There are none arising from this report

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

8.1 There are no other financial implications arising from this report apart from the total of £113,071.36 under consideration for write-off.

9.0 LEGAL IMPLICATIONS

9.1 There are none arising from this report

10.0 EQUALITIES IMPLICATIONS

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

Not applicable for this report

11.0 CARBON REDUCTION AND ENVIRONMENTAL IMPLICATIONS

11.1 There are none arising from this report

12.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

12.1 There are none arising from this report

13.0 RECOMMENDATION/S

13.1 That the sum of £113,071.36 is approved for write-off.

14.0 REASON/S FOR RECOMMENDATION/S

14.1 Further attempts to recover the overpayments are deemed by Legal Services as not cost effective, unreasonable or with no realistic prospect of recovery with the majority of the debts now being Statute Barred.

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APPENDICES

Exempt Appendix One

BRIEFING NOTES HISTORY

Briefing Note	Date
NON-RECOVERY OF PENSION OVERPAYMENTS	19 SEPTEMBER 2016