



Local Pension Boards and Local Government Pension Schemes (LGPS)



Local Pension Boards and Local Government Pension Schemes (LGPS)

Local Pension Board (LPB)

The LPB's were established following the introduction of the Public Services Pensions Act 2013. Their presence is to ensure there is effective and efficient governance and administration (which would include undertaking work requested by the Administering Authority), as well as assisting the Administering Authority of the Local Government Pension Scheme (LGPS) to:

- Comply with:
 - The LGPS Regulations 2015
 - Any other legislation relating to the governance and administration of the Scheme
 - Any requirements imposed by the Pensions Regulator

The role of the Local Pension Board should be interpreted as covering all aspects of governance and administration of the LGPS, including funding and investments. However, the Local Pension Board does not replace the Administering Authority or make decisions which are the responsibility of the Administering Authority under both the Regulations and other overriding legislation. The Administering Authority can choose to delegate duties to the Local Pension Board within the parameters of the Regulations:

Membership of a Local Pension Board

- 1 The LPB is made up of Officers and Members and must include an equal number of employer and member representatives with a minimum requirement of no fewer than four in total.
- 2 No officer or councillor of an Administering Authority who is responsible for the discharge of any function under the Regulations (apart from any function relating to Local Pension Boards or the Scheme Advisory Board) may be a member of the Local Pension Board of that authority.

Insurance Cover

Employers' Liability - We can confirm that any Employers' Liability claims which may flow from the operation or membership of the LPB would be insured under the policy of the employing authority of the individual injured.

Public Liability - All Public Liability claims will be dealt with by the Public Liability policy of the Administering Authority of the LGPS.

Officials Indemnity – Should any claims arise from the operation of the LPB which may trigger the Officials Indemnity policy of the Administering Authority then we confirm this will provide the necessary indemnity and in addition our coverage will also provide cover for

- 1 **Investigation expenses** – investigations instituted during the policy period.
- 2 **Mitigation expenses** – Expenses incurred in taking action to prevent, limit or mitigate exposure to an actual or potential claim.
- 3 **Public Relations Expenses ****
- 4 **Civil Fines and Penalties to the extent permitted in law**
- 5 **Emergency Costs ****
- 6 **Extradition Proceedings Costs**
- 7 **Loss of Documents****
- 8 **Prosecution Costs ****
- 9 **Third party provider pursuit costs**

The policy limit will be the Limit of Indemnity under the Official's Indemnity policy provided, with the sub limit of £50,000 applicable to all items marked with **.

The Self Insured Retention (SIR) applicable to the entity or the Insured remains as per the Officials' Indemnity policy SIR for any claims flowing from the operation of the Board.

The SIR applicable to the board members remains as per the underlying Officials Indemnity policy but for any claims made against the individual members of the LPB the SIR can be reduced to Nil in return for a flat additional premium of £2,000 plus IPT.

All claims would be subject to the usual Terms and Conditions of the policy(s) and cover under the Officials Indemnity policy is on a claims-made basis in line with the underlying wording.

Local Government Pension Schemes – LGPS – Administration

Our Officials Indemnity policy now includes the administration of pensions by the Administrative Authority, subject to a minimum SIR of £100,000 or the SIR for the underlying policy, whichever is the higher.

Further information

For access to further RMP Resources you may find helpful in reducing your organisation's cost of risk, please access the RMP Resources or RMP Articles pages on our website. To join the debate follow us on our LinkedIn page.

Get in touch

For more information, please contact your usual RMP account director or Philip below:

Risk Management Partners

contact@rmpartners.co.uk

67 Lombard Street
London
EC3V 9LJ

020 7204 1800
www.rmpartners.co.uk

Philip Farrar
National Development Director
Risk Management Partners
philip.farrar@rmpartners.co.uk

April 2024



Risk Management Partners

The Walbrook Building
25 Walbrook
London EC4N 8AW

020 7204 1800
rmpartners.co.uk

This newsletter does not purport to be comprehensive or to give legal advice. While every effort has been made to ensure accuracy, Risk Management Partners cannot be held liable for any errors, omissions or inaccuracies contained within the document. Readers should not act upon (or refrain from acting upon) information in this document without first taking further specialist or professional advice.

Risk Management Partners Limited is authorised and regulated by the Financial Conduct Authority. Registered office: The Walbrook Building, 25 Walbrook, London EC4N 8AW. Registered in England and Wales. Company no. 2989025.