



**Haringey** Council

Agenda item:

**Pensions Committee**

**On 18<sup>th</sup> June 2009**

Report Title: **Admission of Ontime Parking Solutions Ltd. to the Haringey Pension Fund**

Forward Plan reference number (if applicable): **Not Applicable**

Report of: **Chief Financial Officer and Assistant Chief Executive People & Organisational Development**

Wards(s) affected: **All**

Report for: **Non key decision**

**1. Purpose**

- 1.1 To approve the admission of Ontime Parking Solutions Ltd as a transferee admitted body participating in the Haringey Council Pension Fund from 1<sup>st</sup> June 2009.
- 1.2 This results from the TUPE transfer of staff from the Abandoned Vehicles Team to the above-mentioned contractor.

**2. Recommendations**

- 2.1 That Members agree to the admission of Ontime Parking Solutions Ltd as a transferee admitted body to the Fund from 1<sup>st</sup> June 2009
- 2.2 That the agreement is a closed agreement such that no new members can be admitted.
- 2.3 That the contractor is required to provide a Bond valued by the Fund actuary to cover potential pensions liabilities should the contractor fail commercially
- 2.4 That final approval to the terms of this Admission Agreement be delegated to the Chief Financial Officer.

Report Authorised by:

**Gerald Almeroth**  
Chief Financial Officer

and by

**Stuart Young**  
Assistant Chief Executive P.O.D

Contact Officer: I M Benson Pensions Manager 0208 489 3824.

### **3. Head of Legal Services Comments**

- 3.1 The Head of Legal Services has been consulted on the content of this report and comments that in principle the admission of Ontime Parking Solutions Ltd meets the requirements of Regulation 6(2)(a) of the Local Government Pension Scheme (Administration) Regulations 2008.

### **4. Local Government (Access to Information) Act 1985**

- 4.1 Local Government Pension Scheme (Administration) Regulations 2008  
4.2 Reasons why this report is exempt **Not Applicable**

### **5. Strategic Implications**

- 5.1 There are no strategic implications arising from this report

### **6. Financial Implications**

- 6.1 The Council's actuary will determine a contribution rate for the contractor. The Bond is in place to protect the Fund against the commercial failure of the company and will be reviewed annually.  
6.2 The contractor is required to meet future service costs to be reflected in the employer contribution rate. Any deficit payments that arise on cessation of the Agreement are recoverable from Ontime Parking Solutions Ltd..

### **7. Legal Implications**

- 7.1 Ontime Automotive is being admitted as a transferee admission body as defined in regulation 6(2) of the Local Government Pension Scheme (Administration) Regulations 2008.

### **8. Equalities Implications**

- 8.1 There are no equalities implications arising from this report

### **9. Consultation**

- 9.1 The employees side have been consulted and support the recommendations in this report

### **10. Background**

- 10.1 On 1<sup>st</sup> June 2009 three whole time employees and one part time employee working in the Parking Service were TUPE transferred to Ontime Parking Solutions Ltd

- 10.2 The Parking Service has procured a Vehicle Nuisance Contract combining enforcement, removal of vehicles and smart car enforcement. The contract will deliver efficiencies and savings for the Service.
- 10.3 This admission agreement is with a private contractor where service is being transferred by means of a contract. The contractor is thereby a 'transferee admission body' as defined in Regulation 6 of the Local Government Pension Scheme Administration Regulations 2008.
- 10.4 The agreement will be a 'closed agreement' under which only the transferred staff who are employed on the contract, will be eligible for admission to the Local Government Pension Scheme.
- 10.5 The regulations require that the contractor provides an Bond to protect the fund should the agreement terminate early. The value of the Bond is determined by actuarial assessment and is agreed between the parties. The review and provision of the Bond is an employer cost. The Bond protects the Fund against potential early retirement on redundancy costs should the company fail commercially.
- 10.6 Any actions taken that require payment of a capital cost will be recovered through the normal charging process. The actuary will take account of the contractor's discretionary policy including early and ill health retirements when setting it's employer contribution rate at future fund valuations.
- 10.7 As the final details of the application for admission are still under review, Members are asked to approve the delegation of final approval to the Chief Financial

## **11. Conclusion**

- 11.1 Members are asked to approve the recommendations and that there are sufficient controls and measures in place to protect the Fund.

## **12. Use of Appendices / Tables / Photographs**

- 12.1 There are no appendices to this report