

Clwyd Pension Fund Scheme of Delegation

The Clwyd Pension Fund has certain functions which are delegated to the Chairman, Vice-Chairman and/or Officers of the Fund by the Pension Fund Committee. This paper outlines the decision made, the powers under which it is made, when the decision was taken, and by whom.

Delegated powers being used (extracted from agreed PFC delegations):	Delegation:	Making decisions relating to employers joining and leaving the Fund. This includes which employers are entitled to join the Fund, any requirements relating to their entry, ongoing monitoring and the basis for leaving the Fund.
	Delegated Officer(s):	HCPF and either the CFM or CMPOD after taking appropriate advice from the FA.
	Communication and Monitoring of Use of Delegation	Ongoing reporting to PFC for noting.

Subject matter	Application for admission body status for Dolce Ltd
Recommendation	To allow Dolce Ltd admission body status as part of the CPF with effect from 01/09/2024

Background:
Dolce Ltd is a company providing catering services for Hawarden High School. Dolce Ltd are applying to become an admission body under the provision of Schedule 2 of the Local Government Pension Scheme Regulations 2013 (their specific circumstance is crossed below):

1. The following bodies are admission bodies with whom an administering authority may make an admission agreement-

- (a) a body which provides a public service in the United Kingdom which operates otherwise than for the purposes of gain and has sufficient links with a Scheme employer for the body and the Scheme employer to be regarded as having a community of interest (whether because the operations of the body are dependent on the operations of the Scheme employer or otherwise);
- (b) a body, to the funds of which a Scheme employer contributes;
- (c) a body representative of-
 - (i) any Scheme employers, or
 - (ii) local authorities or officers of local authorities;
- (d) a body that is providing or will provide a service or assets in connection with the exercise of a function of a Scheme employer as a result of-
 - (i) the transfer of the service or assets by means of a contract or other arrangement, X
 - (ii) a direction made under section 15 of the Local Government Act 1999(115) (Secretary of State's powers),
 - (iii) directions made under section 497A of the Education Act 1996(116) ;
- (e) a body which provides a public service in the United Kingdom and is approved in writing by the Secretary of State for the purpose of admission to the Scheme.

The effective date of the contract was 1 September 2024 and an admission agreement has been prepared and is with all parties for signature. An admission agreement may take effect on a date before the date on which it is executed as per Part 3 of Schedule 2.

As the body is providing a service for Hawarden High School, Flintshire County Council will also be party to the admission agreement and will act as guarantor.

Initial funding level is 100%. The agreement is a Closed agreement (i.e. restricted to just the transferring employees) with 7 existing Clwyd Pension Fund scheme members transferring from Flintshire County Council to Dolce Ltd. All contributions have been paid from the contract start date.

Advice has been taken from the Fund Actuary, which is attached. Initially the open/closed status of the employer was undecided, therefore advice was provided to cover both scenarios. As you can see, the notional assets equal the liabilities being transferred (on an ongoing funding basis) and accordingly the initial funding level is 100% and the surplus/deficit at the point of transfer is Nil. This will be reviewed at future actuarial valuations. The initial employer contribution rate will be 23.9% of pensionable pay.