

Delegated Responsibilities

Midshire Signature Services Ltd

DELEGATED POWERS BEING USED (extracted from agreed PFC delegations):	Delegation:	Making decisions relating to employers joining and leaving the Fund and compliance with the Regulations and policies. 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 where the employer.
	Delegated Officer(s):	HCPF and either the CFM or CE 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 Midshire Signature Services Ltd
Recommendation	To allow Midshires admission body status as part of the CPF with effect from 01/03/2020 until 31/07/2020

BACKGROUND:
<p>Midshire Signature Services Ltd is a company providing catering services for Llys Awelon care home on behalf of Denbighshire County Council. Midshire Signature Services 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):</p> <p><i>1. The following bodies are admission bodies with whom an administering authority may make an admission agreement-</i></p> <p>(a) <i>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);</i></p>

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- (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 March 2020 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 Llys Awelon Care Home, Denbighshire 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 1 existing Clwyd Pension Fund scheme member transferring from Denbighshire County Council to Midshire Signature Services Ltd. All contributions will be paid on the formal admission to the Fund, via a termination certificate issued by the Fund Actuary in accordance with the Regulations.

Advice has been taken from the Fund Actuary and 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 initial point of transfer is Nil. The initial employer contribution rate was assessed to be 25.5% of pensionable pay, although all employer contribution arrears will be recovered through the termination certificate. *[All employee contributions will be paid over to the Fund once the admission agreement is formalised.]*