



To: **Members of the Pension Benefits Sub-Committee**

***Notice of a Meeting of the Pension Benefits Sub-Committee***

**Thursday, 14 March 2013 at 4.00 pm**

**County Hall, New Road, Oxford**

*Peter G. Clark.*

Peter G. Clark  
County Solicitor

March 2013

Contact Officer: **Sue Whitehead**  
Tel: (01865) 810262; E-Mail: [sue.whitehead@oxfordshire.gov.uk](mailto:sue.whitehead@oxfordshire.gov.uk)

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**Membership**

Chairman – Councillor Neil Owen  
Deputy Chairman - Councillor Marilyn Badcock  
Councillor Anne Purse

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**Notes:**

- **Date of next meeting: 11 April 2013**

## Declarations of Interest

### The duty to declare.....

Under the Localism Act 2011 it is a criminal offence to

- (a) fail to register a disclosable pecuniary interest within 28 days of election or co-option (or re-election or re-appointment), or
- (b) provide false or misleading information on registration, or
- (c) participate in discussion or voting in a meeting on a matter in which the member or co-opted member has a disclosable pecuniary interest.

### Whose Interests must be included?

The Act provides that the interests which must be notified are those of a member or co-opted member of the authority, **or**

- those of a spouse or civil partner of the member or co-opted member;
- those of a person with whom the member or co-opted member is living as husband/wife
- those of a person with whom the member or co-opted member is living as if they were civil partners.

(in each case where the member or co-opted member is aware that the other person has the interest).

### What if I remember that I have a Disclosable Pecuniary Interest during the Meeting?.

The Code requires that, at a meeting, where a member or co-opted member has a disclosable interest (of which they are aware) in any matter being considered, they disclose that interest to the meeting. The Council will continue to include an appropriate item on agendas for all meetings, to facilitate this.

Although not explicitly required by the legislation or by the code, it is recommended that in the interests of transparency and for the benefit of all in attendance at the meeting (including members of the public) the nature as well as the existence of the interest is disclosed.

A member or co-opted member who has disclosed a pecuniary interest at a meeting must not participate (or participate further) in any discussion of the matter; and must not participate in any vote or further vote taken; and must withdraw from the room.

Members are asked to continue to pay regard to the following provisions in the code that *“You must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself”* or *“You must not place yourself in situations where your honesty and integrity may be questioned.....”*.

Please seek advice from the Monitoring Officer prior to the meeting should you have any doubt about your approach.

### List of Disclosable Pecuniary Interests:

**Employment** (includes *“any employment, office, trade, profession or vocation carried on for profit or gain”*.), **Sponsorship, Contracts, Land, Licences, Corporate Tenancies, Securities.**

For a full list of Disclosable Pecuniary Interests and further Guidance on this matter please see the Guide to the New Code of Conduct and Register of Interests at Members’ conduct guidelines. <http://intranet.oxfordshire.gov.uk/wps/wcm/connect/occ/Insite/Elected+members/> or contact Rachel Dunn on (01865) 815279 or [Rachel.dunn@oxfordshire.gov.uk](mailto:Rachel.dunn@oxfordshire.gov.uk) for a hard copy of the document.

**If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named on the front page, but please give as much notice as possible before the meeting.**

# AGENDA

1. **Apologies for Absence and Temporary Appointments**
2. **Declarations of Interest - see guidance note opposite**
3. **Minutes** (Pages 1 - 2)

To approve the minutes of the meeting held on 24 January 2013 (**PB3**) and to receive information arising from them.

## 4. **Petitions and Public Address**

### EXEMPT ITEMS

*It is RECOMMENDED that the public be excluded for the duration of item 5 in the Agenda since it is likely that if they were present during those items there would be disclosure of exempt information as defined in Part I of Schedule 12A to the Local Government Act 1972 (as amended) and specified in relation to the respective items in the Agenda and since it is considered that, in all the circumstances of each case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.*

**THE REPORT RELATING TO THE EXEMPT ITEM HAS NOT BEEN MADE PUBLIC AND SHOULD BE REGARDED AS STRICTLY PRIVATE TO MEMBERS AND OFFICERS ENTITLED TO RECEIVE THEM.**

## 5. **Applications for Premature Retirement** (Pages 3 - 10)

The Democracy & Organisation Committee, as the Employing Authority, has delegated to this Sub-Committee the determination of benefits for individual applications for early retirement.

Report **PB5** sets out three applications for early retirement.

*The public should be excluded during this item because its discussion in public would be likely to lead to the disclosure to members of the public present of information in the following prescribed categories:*

1. *Information relating to any individual;*
2. *Information which is likely to reveal the identity of an individual;*
3. *Information relating to the financial or business affairs of any particular person (including the authority holding that information)*

*and since it is considered that, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, in*

*that such disclosure would infringe the rights of the individual to privacy contrary to the general law and the duty of the authority to respect human rights and to comply with that law and contrary to the authority's duties as a fair employer.*

***The Sub-Committee is RECOMMENDED to note the three cases for early retirement and to determine the individual benefits to be paid.***

## PENSION BENEFITS SUB-COMMITTEE

**MINUTES** of the meeting held on Thursday, 24 January 2013 commencing at 4.00 pm and finishing at 4.25 pm

**Present:**

**Voting Members:** Councillor Neil Owen – in the Chair

Councillor Marilyn Badcock (Deputy Chairman)  
Councillor Anne Purse

**Officers:**

Whole of meeting Sue Corrigan and Julie Dean (Chief Executive's Office);  
Sean Collins (Environment & Economy)

Part of meeting

<b>Agenda Item</b>	<b>Officer Attending</b>
6 – Annex 1	Andrew Butler and Kim Terry
6 – Annex 2	Andrew Butler and Kim Terry
6 – Annex 3	Nina Warren

*The Committee considered the matters, reports and recommendations contained or referred to in the agenda for the meeting, together with an additional document relating to Agenda Item 6 – Annex 1 and decided as set out below. Except as insofar as otherwise specified, the reasons for the decisions are contained in the agenda, reports and additional document, copies of which are attached to the signed Minutes.*

**1/13 MINUTES**  
(Agenda No. 3)

The Minutes of the meeting held on 6 December 2012 were approved and signed as a correct record.

**2/13 EXEMPT ITEM**  
(Agenda No. 5)

**3/13 APPLICATIONS FOR PREMATURE RETIREMENT**  
(Agenda No. 6)

*The Sub-Committee resolved that the public should be excluded for the duration of this item in the Agenda since it was likely that if they were present during this item there would be disclosure of exempt information as defined in Part 1 of Schedule 12A to the Local Government Act 1972 (as amended) and specified below in relation to the item in the Agenda and since it was considered that, in all the circumstances of*

*each case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.*

*The public should be excluded during this item because its discussion in public would be likely to lead to the disclosure to members of the public present of information in the following prescribed categories:*

- 1. Information relating to any individual;*
- 2. Information which is likely to reveal the identity of an individual;*
- 3. Information relating to the financial or business affairs of any particular person (including the authority holding that information)*

*and since it is considered that, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, in that such disclosure would infringe the rights of the individual to privacy contrary to the general law and the duty of the authority to respect human rights and to comply with that law and contrary to the authority's duties as a fair employer.*

The Democracy & Organisation Committee, as the Employing Authority, had delegated to this Sub-Committee the determination of benefits for individual applications for early retirement.

The Sub-Committee considered a report (PB6) which set out 3 such applications for early retirement in total.

Having considered the 3 applications the Sub-Committee:

**RESOLVED:** to note the cases for early retirement and determine the individual benefits to be paid as set out in Annexes 1 – 3 to the report PB6

..... in the Chair

Date of signing .....

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

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