



Report of the Section 151 Officer

Pension Fund Committee – 10 July 2024

Admission Body Agreement Amendment

Purpose:	To approve the amendment of the admission body status for Mrs Bucket in respect of another school's employees be it by amendment or new agreement
Reason for Decision:	To ensure compliance with the Local Government Pension Scheme Regulations 2013 (as amended).
Consultation:	Legal, Finance and Access to Services.
Recommendation:	It is recommended that: 1) The Pension Fund Committee approves the variation of the existing Admission Body Agreement or drafting of a new Admission Agreement for Mrs Bucket in respect of the Dylan Thomas Community School Contract, subject to completion of a satisfactory Admission Agreement (which recognises the start date of the contract) as advised by legal advisors. 2) The Deputy Chief Finance Officer is given delegated authority to finalise the amended / new Admission Agreement with appointed legal advisors as outlined in this report.
Report Author:	J Dong
Finance Officer:	J Dong
Legal Officer:	S Williams
Access to Services Officer:	R Millar

1 Background

- 1.1 The Local Government Pension Regulations 2013 permit an Administering Authority to make an admission agreement with:

PART 1

“ 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”.*

- 1.2 The City & County of Swansea Pension Fund already has a number of such employers admitted into the scheme e.g. Tai Tarian, Celtic Leisure, Gwalia. All of these employers have completed Admission Agreements with associated sponsoring employer guarantee.

2 Mrs Bucket (Professional Commercial Cleaning Services)

- 2.1 Secondary Schools within the Swansea LEA are autonomous bodies with the discretion to commission certain services as they see fit. Following a service review exercise by Dylan Thomas Community School into its school cleaning services, have determined to appoint Mrs Bucket (Commercial Cleaning Services) (Mrs Bucket factsheet attached) to undertake the cleaning services at the school. These cleaning services were previously provided by Swansea Council under service level agreement.

- 2.2 The contract for services commenced on the 5th June 2024 to run for 15 years.

3 Admission Agreement

- 3.1 Mrs Bucket have previously been admitted as an employer into the scheme in respect of its contract with Ysgol Gynradd Gymraeg Tirdeunaw and the Pension Fund Committee approving its admission in July 2023. Mrs Bucket currently undertake similar services for schools in the Rhondda Cynon Taf (RCT) and Cardiff Council areas and have entered into admission agreements with RCT Council and Cardiff Council as the requisite LGPS Administering Authorities. It is proposed that the admission agreement is granted on a closed scheme basis, to include only the named staff (approx.10) in schedule 1 of the revised or new admission agreement.

- 3.2 The new or amended admission agreement shall require the requisite indemnity bond or sponsoring employer guarantee is secured from the sponsoring employer, Swansea Council. The Administering Authority shall also undertake the appropriate risk assessment of the admitted body Mrs Bucket as part of the Admission Body Agreement.

4 Legal Implications

- 4.1 An Admission Agreement will need to be amended or prepared as outlined in this report with the appropriate indemnity included.

5 Financial Implications

- 5.1 Employer Contributions as outlined by the Actuary shall be required to be paid by Mrs Bucket commensurate with date of transfer and for the duration of length of contract/employment.

6 Integrated Impact Assessment

6.1 The Council is subject to the Equality Act (Public Sector Equality Duty and the socio-economic duty), the Well-being of Future Generations (Wales) Act 2015 and the Welsh Language (Wales) Measure, and must in the exercise of their functions, have due regard to the need to:

- Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Acts.
- Advance equality of opportunity between people who share a protected characteristic and those who do not.
- Foster good relations between people who share a protected characteristic and those who do not.
- Deliver better outcomes for those people who experience socio-economic disadvantage.
- Consider opportunities for people to use the Welsh language.
- Treat the Welsh language no less favourably than English.
- Ensure that the needs of the present are met without compromising the ability of future generations to their own needs.

The Well-being of Future Generations (Wales) Act 2015 mandates that public bodies in Wales must carry out sustainable development. Sustainable development means the process of improving the economic, social, environmental and cultural well-being of Wales by taking action, in accordance with the sustainable development principle, aimed at achieving the 'well-being goals'.

Our Integrated Impact Assessment (IIA) process ensures we have paid due regard to the above. It also takes into account other key issues and priorities, such as poverty and social exclusion, community cohesion, carers, the United Nations Convention on the Rights of the Child (UNCRC) and Welsh language.

There are no equality impact implications arising from this report.

Background papers: None.

Appendix 1: Mrs Bucket factsheet.