

Local Government Pension Scheme

2020/01

Who should read: Secretary General, Convention of Scottish Local Authorities
Chief Executive, Scottish Local Authorities
Chief Executive, Water Authorities
Principal Reporter, Scottish Children's Reporter Administration
Chief Executive, Scottish Environment Protection Agency
Director General, Strathclyde Passenger Transport Executive
Clerk, Strathclyde Passenger Transport Authority
Chief Executive/Director, VisitScotland

Subject: Ill Health Retirement and Internal Dispute Resolution Procedure (IDRP) guidance.

Date: 19 February 2020

The purpose of this circular is to provide clear guidance which must be followed by those persons with the responsibility for making decisions regarding ill-health retirement and the persons reviewing those decisions under the IDRP process, as required by the Local Government Pension Scheme (LGPS) (Scotland) Regulations 2018 and previous regulations.

It also sets out the responsibilities of the 'Appointed Person' to assist them when making a 'First Instance Decision', when they review an employer's decision at the request of the member, under regulation 70 of the LGPS regulations. This guidance is based on the Pensions Ombudsman's requirements and should be followed in all cases.

Cases sent to SPPA for consideration by Scottish Ministers, at the second stage of the IDRP, will be reverted back to the decision-maker if this process has not been followed. The guidance relates to both active and deferred members of the Local Government Pension Scheme (Scotland).

The guidance includes: Key Facts, Q&A's, Role of the IRMP, Special Considerations, Definitions and Annexes.

The LGPS(S) IHR Guide can be downloaded at the following website address:

<https://pensions.gov.scot/local-government/scheme-governance-and-legislation/circulars>

Any Questions?

Please contact kimberly.linge@gov.scot if you have any enquiries about this circular.

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19 February 2020