

Minutes of the Appeals Committee

21st October, 2004 at 2.00 p.m.
at the Fire Service Headquarters, Birmingham

Present: Councillor G. Davies (Chair);
Councillor S. Davis (Vice-Chair);
Councillors Hogarth and Matchett.

Apology: Councillor Hinton

4/04 **Minutes**

Resolved that the minutes of the meeting held on 22nd April, 2004 be confirmed as a correct record.

5/04 **Exclusion of the Public and Press**

Resolved that the public and press be excluded from the rest of the meeting to avoid the possible disclosure of exempt information under Part I of Schedule 12A to the Local Government Act 1972 relating to a particular employee.

6/04 **Occupational Pension Schemes (Internal Disputes Resolution Procedures) Regulation 1996 – Firemen’s Pension Scheme**

The Committee considered a disagreement registered by Firefighter G regarding a decision made by the Chief Fire Officer under Section 50(2)(a) of the Pensions Act 1995. The appeal related to the treatment of the long service increment, introduced as part of the firefighters’ pay award, as pensionable pay.

The appellant was not present at the hearing and was not represented.

After considering the submissions from both parties, the Committee accepted the view of the Chief Fire Officer that, since the issue in question formed part of the nationally agreed settlement, the Authority

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had no discretion as to the treatment of the increment.

Resolved:-

- (1) that the appeal be not upheld;
- (2) that the Clerk notify the appellant of the decision in writing and advise Firefighter G of his right to refer the matter to the Pensions Ombudsman.

(Meeting ended at 2.15 p.m.)

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