

Minutes of the Appeals Committee

30th March, 2010 at 2.00 p.m.
at the Fire Service Headquarters, Birmingham

Present: Councillor Stevenson (Chair);
Councillor Douglas-Maul (Vice-Chair);
Councillors Alden, Jones and Spence (substitute member).

Apology: Councillor G Davies.

1/10 **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 Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, relating to any individual.

2/10 **Appeal Under Section 50 of the Pensions Act 1995 Registered by a Member of the Fire Officers' Association**

In accordance with the Authority's procedures, the Committee considered an appeal, made under Section 50 of the Pensions Act 1995, registered by a Member of the Fire Officers' Association.

The appeal related to the payment of an honorarium, which had been payable to Operations Commanders with effect from 1st April 2007, in recognition of specific elements of the Area Manager role map, and the status of that honorarium in relation to pension calculations.

Having considered the evidence submitted by both parties, the Committee was satisfied that the honorarium payment had been made in relation to duties carried out during the period 1st April 2007 to 22nd February 2008 and therefore would not have formed part of the appellant's pension calculations prior to his retirement in November 2009.

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The Committee was also satisfied that the annual benefits statement had been issued as a matter of good practice by the Authority, and was not a legally required, or legally binding document. Furthermore, the Committee was also satisfied that the covering letter accompanying the statement correctly set out the nature of the figures contained within that statement.

The Committee therefore confirmed the decision of the Director of Human Resources, as issued on 16th February 2010.

Resolved that the appeal is not upheld and the decision of the Director of Human Resources issued on 16th February 2010, be confirmed.

(The meeting ended at 3.47 pm)

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