

Bolsover District Council Pay Agreement

Pay and Conditions of Service

April 20<u>25</u>16



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1. Implementing Equal Pay

- 1.1 In 1997 the National Joint Council (NJC) introduced a new National Agreement for Local Government Services (The Green Book). This agreement replaced the terms and conditions of service in the old Purple Book (former officers) and White Book (former manual workers). The new agreement was generally called The Single Status Agreement since its intention was to introduce equal pay and eliminate the old blue/white collar divides.
- 1.2 The first affect of this new agreement was to introduce the 37-hour week. The agreement allows for certain conditions of service to be agreed locally once there has been an audit of the equal pay issues and full consultation with the Unions (UNISON and UNITE). The agreement also recommended a job evaluation scheme to ensure that equal pay would be part of any review. As you are aware Bolsover District Council have complied with all of these terms and implemented from 1 April 2009 for the majority of employees. Red Book employees (Craft Workers) were job evaluated during 2009 and agreed to move to Green Book terms and conditions from 1 May 2010.
- 1.3 We've tried to make this package of proposals as easy to understand as possible. But it does cover a number of aspects of your terms and conditions of service, and so a detailed explanation of how it works has to include some technical expressions and phrases that may be new to you. We've included a list and explanation of some of the more common words and phrases used in single status you can find this on page 19. We hope this is helpful.
- 1.4 At the heart of the National Agreement is the principle of fairness and equality for all employees; equalising pay differences across the council that have existed for decades means that some jobs will be graded higher than before, some will be graded lower than before and some allowances will change or stop.
- 1.5 We recognise how difficult this will be for affected employees, so we have developed a salary protection scheme which will protect employee pay for one year.
- 1.6 The Council as part of this agreement has conducted an Equal Pay Audit to ensure that the gender pay gap has reduced. The Council will investigate the validity of any claims received and may make an offer of compensation to the individual employee(s) by using a standard procedure agreed by ACAS to settle such claims. The Council accepts that the Trade Unions will have to advise their members of their employment rights in relation to any offer made, and the Unions may support their members in taking equal pay claims.
- 1.7 Regular Equal Pay Audits will be carried out jointly between management and the trade unions and action plans produced. Interim Equal Pay Audits will be carried out when any significant changes occur.
- 1.8 An Equality Impact Assessment was carried out on this Pay Agreement to establish the gender equality impact of these changes. This will be kept under review through the regular Equal Pay Audits outlined above.
- 1.9 This booklet aims to cover the key aspects of the potential agreement and what it means to you. It includes explanations on the following:

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- Pay and grading structure Incremental Progression -
- -
- Market Supplements -
- Assimilation into the new pay structure -
- Protection -

- Proposed terms and conditions of service Reimbursement of Expenditure -
- -
- -
- Flexible working Process for future changes -

This documentation is also available on the Council's Intranet site (ERIC). Your manager, trade union representative and <u>human resourcesHR & Payroll</u> team will also have copies of this booklet and will be able to answer the questions you raise.

2. Pay and Grading Structure

2.1 Grading Structure Explanation

- 2.1.1 The chart (Appendix 1) illustrates the grading structure. The grading structure has 12 grades. The first two grades have fixed salary points. (see point 2.1.1.1.) The remaining grades allow progression by steps (known as increments) within each grade. The grades are numbered from 1 (the lowest) to 12 (the highest). Down the left hand side of the chart are the figures showing the minimum and maximum points for each grade. For instance, grade 1 show up to 300 points. This means if you have a job evaluation score up to and including 300 points you will be placed within this grade for your basic salary.
- 2.1.1.1 The Council has adopted the Living Wage with effect from 1st December 2013. The Council's hourly rates for Grade 1 and 2 respectively fell below the Living Wage. In line with other Councils that had adopted Living Wage, the Council agreed to adopt the Living Wage by inserting and maintaining an additional spinal point at the level of the Living Wage for all employees whose evaluated grade fell below this level.
- 2.1.2 Heads of Service, who have, 741 points or more, <u>willhave</u> been placed <u>o</u>in grade 12 and will be subject to the JNC for Chief Officers National Agreement (Blue Book). Other Heads of Service with less than 741 points will be subject to the NJC for Local Government Employees (Green Book). Further details of senior managers pay is provided in Appendix Two.
- 2.1.3 There will be no multi-graded posts. Movement to another grade means a move into a higher evaluated job.
- 2.1.4 Funding for the new pay structure has been made assuming that employees will progress through increments, and budgets will be adjusted to reflect this. Any changes to jobs will need to be agreed with the <u>relevant Assistant Director</u> Head of Service and re-evaluated prior to implementation of any changes. Any changes which result in a change in grade will need to be agreed by the Chief Executive Officer and Council where necessary. For full details see the Grading Review Procedure
- 2.1.5 You can determine your hourly/weekly rate of pay as follows:

Hourly rate

Annual Salary ÷ 365 x 752.143 ÷ 37

Weekly rate

Take your hourly rate and multiply by the number of hours you are contracted to work each week (see table below for examples)

Hourly Rate (£)	Hours Per Week	Weekly Rate (£)
10.00	20	200.00
10.00	37	£ 370.00

2.1.6 If you are a part time employee you can determine your annual salary by dividing the full time annual salary by 37 and multiplying by your part time hours.

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2.2 Incremental Progression

- 2.2.1 With the exception of the first 2 grades, incremental progression will happen automatically. If you are assimilated into the new grading structure below the top point of your new grade, incremental progression will continue every 12 months, and is effective on the first of the following month following a years service at said grade, and annually thereafter from the implementation date/effective date of grade change until the top of the grade is reached.
- 2.2.2 Recruitment will normally be to the first point of the grade, or **in exceptional circumstances** (as agreed with the Head of Human Resources<u>HR & Payroll</u> <u>Team</u>/Payroll) will reflect a level commensurate with candidates existing skills and experience in the job.
- 2.2.3 New recruits or existing employees who apply for and are appointed to a new post (including secondments). In both cases, increments will only become due from 1st of the month following completion of 12 month's service with the Council from appointment to post. Following this future increments will be awarded automatically on the anniversary of the first increment until the top of the grade is reached.

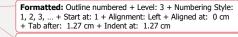
2.3 Market Supplements

- 2.3.1 Local government pay levels have failed to keep up with inflation, particularly in recent years. Posts are You have been placed in the new-grading structure based on the evaluated score for theyour job. At certain times some types of jobs are very scarce either because of national shortages or high demand for certain skills. The consequence of this is recruitment and retention problems in the service. Therefore in exceptional In these circumstances market supplements can be paid in order to attract good candidates and retain excellent staff. This will be subject to the approval of the Council's Head of Paid Service in consultation with the HR & Payroll lead.
- 2.3.2 Market supplements will be shown separately in the Contract of Employment and be subject to an annual review by <u>Governance Management-Senior Leadership</u> Team. Market supplements will be increased by the percentage increase agreed through the national pay award.
- 2.3.3 The full criteria for payment of market supplements are set out in the Recruitment and Retention (Market Supplements) Procedure, which can be found on the Intranet (ERIC).

2.4 Repairs and Maintenance Apprentices

2.4.1 Repairs and Maintenance Apprentices undertaking a qualification to NVQ Level 3 will be paid the following percentage of the bottom of the qualified grade for their specialist trade:

—A	1 st	2 nd Year	 4 th Year
g	Year		
е			
at			
E			



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nt				
ry				
1		70%	90%	95%
6				
1			90%	95%
7				
1	80%		90%	95%
8				
+				

Multi-skilled apprentices under the Public Sector Apprenticeship Scheme are paid on separate training contract arrangements.

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3. Terms and Conditions

3.1 Changes to Allowances

- 3.1.1 A small number of allowances have been stopped or changed because either:(a) employees were getting different allowances; or(b) the reason for the payment is now included in the job evaluation points score.
- 3.1.2 Where allowances were paid these will not be part of the protection of earnings.
- 3.1.3 Allowances that **will not** continue to be paid and are not part of protection of earnings (see p27) are:

Meal Allowance (Subsistence) Relocation Payment - Change of Workplace Footwear Allowance **Overall Allowance** Split Shift Payment Home Telephone Allowance Night Work Allowance Leisure Training Rate* Leisure Unpaid Overtime Bank of 220 hours Team Leader Allowances Priced Works Payments Standby Profit Share **Bonus Payments** Intercom Allowance Tool Allowance (with the exception of Mechanics, see 3.2.11)

*Training will be accommodated in normal working hours. Where this is not practicable time off in lieu will be granted.

3.1.4 Allowances which have been changed and are not part of protection of earnings (see p27) are:

Shift Allowance Saturday and Sunday Working Overtime Payments First Aid Allowance

3.1.5 For the avoidance of doubt any allowance not listed in 3.2 of this agreement will be considered and dealt with as part of a separate negotiation.

3.2 New Allowances and Allowances which are continuing:

3.2.1 Who is Eligible

The new allowances which are listed below will be applied to all eligible employees across the Council, except where specifically stated. If you are unsure whether or not you qualify – ask a member of the HR Team.

3.2.2 Shift Allowance

To qualify for a shift allowance you have to be working on a rota covering 24 hours. The allowance will be:

Rotating shift (full 24 hours) – 17% of basic pay

This allowance is not payable to those employees on SCP17 or above.

3.2.3 Saturday and Sunday Working

If weekend working is part of the normal working week (that is regular rostered weekend working) then no additional allowance will be paid.

For all other employees on SCP16 or below, where required by their <u>Assistant</u> <u>DirectorHead of Service</u> to work on a Saturday/Sunday (excluding home working), you will receive payment for all hours worked in accordance with paragraph 3.2.5 (Overtime).

This allowance is not payable to employees on SCP17 or over.

3.2.4 Bank Holiday Working

Any employee rostered to work on a bank holiday will be paid, in addition to their normal pay for that day, payment at plain time rate for all hours worked. For the purposes of this agreement the following are designated bank holidays:

New Years Day Good Friday Easter Monday May Day Spring Bank Holiday Monday August Bank Holiday Monday Christmas Day Boxing Day

Additional annual leave will be granted as follows: Less than half normal hours worked – half day More than half normal hours worked – full day

This allowance is not payable to those employees on JNC Chief Officer terms and conditions.

Detailed guidance in respect of payments/holidays due under these provisions is available from the $\underline{HR \&}$ Payroll Team.

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3.2.5 Overtime

When requested by your manager, and once the full time hours have been completed, i.e. 37 hours, employees may receive overtime payments. Part time employees will receive basic pay up to 37 hours per week. **Overtime is not guaranteed.**

For employees conditioned to the Council's Flexitime Scheme the following conditions will apply:

- · It must be pre-programmed and pre-authorised by their Manager
- A budget must exist to pay for the overtime
- 37 hours must have been worked in each week that overtime is payable
- When 37 hours have been worked and an employee's flexi balance is in credit, there will be an opportunity to earn overtime, at basic pay, for hours worked between Monday to Friday 7 a.m. to 8 a.m. and 6 p.m. to 7 p.m. Alternatively this time could be credited to their flexi balance as per the Council's Flexi Time Scheme
- Any other credit hours between Monday to Friday 8 a.m. and 6 p.m. must be added to the flexi balance up to and including 15 hours credit
- Where an employee's flexi balance is above 15 hours then overtime will be paid at time and half of basic pay on all additional hours worked regardless of the time of day
- For overtime worked outside these hours the following rates will apply:

Monday to Saturday Time and half of basic pay Sunday Double time

For employees on or above SCP<u>21</u>47 enhanced rates will not be paid. In normal circumstances these employees are expected to accrue and bank <u>approved</u> additional hours as time off in lieu. Managers have a responsibility under health and safety legislation to ensure that excessive hours are not worked and that accumulated TOIL is taken on a regular basis.

In exceptional circumstances the Chief Executive or Senior

<u>LeadershipStrategic Alliance Management</u> Team may agree that overtime at plain time rates may be paid, to employees on SCP <u>2147</u>-36, in order to clear backlogs, catch up on projects, or specialised business requirements, subject to the expenditure being contained within existing budgets.

Overtime payments are full settlement and are not enhanced by any other allowance.

This allowance is not payable to those employees on JNC Chief Officer terms and conditions.

3.2.6 First Aid Allowance

If you occupy a post for which a first aid qualification is a requirement of the post you will not qualify for this allowance as this will have been included in your job evaluation score. At present this applies to employees in Leisure Services and Housing Wardens. If in doubt please ask a member of the HR Team.

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Voluntary first aiders will receive a monthly payment as set for the yearof £8.69* per month, with pro rata payments to part timers.

Payments will be suspended following three months of continuous sickness absence or maternity/paternity leave and will recommence upon an employee's return to work.

*<mark>From 1st April 2022 based on 2022/2023 pay rates</mark>From January 2015 based on 4/2016 pay rates

3.2.7 Standby

Mobile Wardens in the Housing Department are contractually required to carry out standby duties in terms of vulnerable adults. This payment is necessary to satisfy the requirements of the Working Time Regulations due to the restrictions applied to these individuals whilst undertaking standby duties.

They will continue to receive the <u>following annually reviewed</u> payments for overnight sessions and Saturday, Sunday and Bank Holidays 12 hour sessions:

Monday - Friday - £20.3423.58 per overnight session*
 Sat, Sun & B Hol - £30.5035.37 per 12 hour session*

From January 2015 based on 2014/2016 pay rates 1st April 2022 based on 2022/2023 pay rates

No other employees currently have a contractual requirement to undertake standby duties and will not, therefore, qualify for a standby payment.

3.2.8 Call Out/Disturbance Allowance

All employees on SCP1-36, called out to deal with emergency situations 'out of hours', will be paid a plain time hourly rate based on SCP16 for time taken to deal with the emergency, including travelling time to/from the location.

Employees required to deal with an emergency over the telephone will receive the above payment where they have spent a considerable time on the telephone and carrying out the necessary action(s). A considerable time is defined as a minimum of one hour.

This allowance is not payable to those employees on JNC Chief Officer terms and conditions.

3.2.9 Reimbursement of Expenditure for Business Travel

Currently employees are conditioned to the NJC national car allowances scheme, and some employees have chosen to sign up to a locally agreed lease car scheme. Details of the car user scheme are contained within the Green Book. Details of the lease car scheme are available from Financial Services.

Since December 2010, the lease car scheme has been closed to new entrants and renewals have only been allowed to take place up to a final end date of 31 March 2013.

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From 1 April 2013 the Council will pay reimbursement for business mileage in accordance with the HMRC national mileage rates for cars/vans., which is currently 45p per mile. Contribution rates for the remaining lease car users will be amended from 1 April 2013 to reflect this change. The lease car scheme will cease completely from 1 April 2014.

Following spiralling fuel costs, from 1sy July 2022 the council introduced a new temporary higher rate of 60p per mile, which remains in place and monitored.

3.2.10 Enhancements in lieu of annual leave (amended)

Casual workers are entitled to the equivalent of 28 days annual leave during each holiday year (including all bank holiday entitlements), calculated on a pro rata basis depending on the number of hours that actually worked.

Annual leave must be taken in line with the operational needs of the Council and agreed in advance with a supervisor. If any public holidays and/or 'fixed closure days' fall during the period of this engagement the casual worker may take annual leave on such days, with the agreement of their supervisor, from their accrued statutory leave entitlement. When the arrangement for casual work is terminated the casual worker will be paid for holidays accrued but not taken on a pro rata basis.

Part time employees who work additional hours over and above their contractual hours may accrue additional annual leave on a pro rata basis based on the Council's annual leave entitlement and the additional hours.

3.2.11 Tool Allowance (Mechanics)

A tool allowance will be paid to Mechanics <u>based on the Craft JNC National</u> <u>Agreement ('*Red Book*' rate.of £6.81*8.20 per week</u>. This will be increased in line with national tool allowance increases.

*Amount based on 2010/11 pay rates 2022/2023 pay rates

3.2.12 Central Control Operators

This group of employees have unique features of their job as follows:-

- 24 hour three shift rota
- Working 8 hour shifts with no opportunity to leave the workplace
- · Annual leave and sick leave subject to 'partner' covering shift
- Handover period at end of shift
- Exempt from Working Time Regulations based on need for continuity of service
- Exempt from taking strike action based on being a critical life and limb service
- Other organisations as customers
- Contractual requirements with Derbyshire County Council Supporting
 People

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No other group of employees have all of these unique features.

With effect from 1st October 2009 these employees will be paid an all inclusive salary on Grade 7 and none of the allowances outlined in paragraphs 3.2.2-3.2.11 will apply. No backdating of this all inclusive salary will apply.

Part time Central Control Operators will receive a 34% enhancement on all hours worked in recognition of regular unsocial hours shifts worked on a Saturday/Sunday/Bank Holiday. This allowance will be removed following three months continuous absence. When covering for full time central control operators absence, the 34% enhancement will not apply.

3.2.13 Protective Clothing

New employees will be issued with a standard set of protective clothing, including safety boots, which will be replaced as and when required with the old clothing being returned before new clothing can be issued.

3.2.14 NVQ Level 2 in Multi-Skilling

As a result of mobile working in the Repairs and Maintenance Service the Council needs to ensure that all employees are working to the same standard in terms of other trades. This change will also require employees to use new technology, e.g. PDA's.

If you are employed as a Plumber, Bricklayer, Joiner or Painter, which is currently evaluated at Grade 5, you will be provided with an opportunity to obtain a NVQ Level 2 in Multi Skilling. Upon attainment of this qualification you will move to the bottom of Grade 6 with effect from the 1st of the month following notification of attainment.

New employees recruited with this qualification will be appointed to the bottom of Grade 6.

4. Reimbursement of Expenditure

4.1 Meal Allowances

- 4.1.1 Reimbursement of expenditure for meals (subsistence) will no longer be paid.
- 4.1.2 Exceptionally, where attendance at a seminar or similar does not include the provision of meals, reimbursement of reasonable expenses, subject to submission of receipts, may be made subject to the prior approval of the appropriate Head of Service/Director.
- 4.1.3 No reimbursement of expenditure is payable for employees attending qualification training courses.

4.2 Overnight Accommodation

- 4.2.1 For employees, overnight accommodation is currently booked through HR as part of the training and seminar booking procedure. There is no current limit on overnight accommodation, but the Manager who signs the booking form must ensure that the expenditure is reasonable.
- 4.2.2 Overnight accommodation connected with a seminar/training event must be booked through HR as part of the Learning & Development Procedure.
- 4.2.3 In exceptional circumstances, where the Council is not being invoiced directly by the hotel, payment of expenditure will be in arrears, subject to the prior approval of the appropriate Head of Service/Director and subject to submission of receipts. The expenses should be deemed to be reasonable in the circumstances.

4.3 Car Parking

4.3.1 Fees will be paid at actual costs but they must be supported by receipts.

4.4 Travel Fares

- 4.4.1 In determining the mode of transport to be used for business journeys, employees must take into account economic and environmental issues.
- 4.4.2 The rate for public transport should not exceed the ordinary fare, or in the case of rail travel, the second class fare rate. In exceptional circumstances, first class rail fare may be permitted with the prior approval of the appropriate Director. Receipts and/or tickets must support all retrospective claims for travel fares.
- 4.4.3 Claims for car mileage should be made in accordance with the nationally agreed scheme.
- 4.4.4 Reimbursement of expenditure will not be paid in relation to mileage incurred in relation to gualification training courses.

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4.5 Special Licences

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4.5.1 The cost of renewing an LGV, PSV or other licence which is required as part of the employee's duties can be reclaimed.

4.6 Medical Expenses

4.6.1 Medical expenses incurred in connection with employment will be made in accordance with the relevant Council Policy, e.g. Safety Glasses, Eye Tests.

4.7 Change in Place of Work

4.7.1 Whilst employees may be based at one place of work, they can be required to work at any location within the District. Where an employee is required to relocate to a different location within the District **no payment** will be made in terms of additional costs relating to travel or additional travel time.

5. Other Terms and Conditions

5.1 Introduction

5.1.1 As well as a new pay structure, this agreement also covers other important parts of your working life. These aim to make sure that all employees are treated fairly across the organisation.

5.2 Acting up arrangements

- 5.2.1 The Council recognises its responsibility in providing employee learning and development opportunities and our approach is set out in the Council's Learning and Development Policy, which is available on the Intranet (ERIC).
- 5.2.2 Part of this development is acting up to cover the absence of higher graded employees for periods of up to one month. For acting up for a period of one month or over (e.g. maternity leave) the first point of the relevant grade will normally be paid, (a minimum of two increments above the employees current rate), and this will be retrospectively backdated to the date the acting up commenced. Please note that some former manual workers also now receive incremental rates so will not receive a change of rate for acting-up for periods less than one month.
- 5.2.3 Where acting up involves the sharing of duties between two/three employees, or only part of the duties of the higher graded post are being undertaken, the Head of Service can seek the approval of their Director to determine the amount of the increase based on the percentage of duties covered.
- 5.2.4 Where the 'acting up' payment can be contained within current budgets, approval can be given by the Director. If the additional expenditure cannot be contained within budgets, approval of the Chief Executive Officer is required.

5.3 Annual leave

5.3.1 Annual Leave for full time employees in the following groups is set out in the table below. Entitlements for part-timers will be pro rata. The leave year runs from 1 April to 31 March.

Negotiating Group	Below 5 years service	Above 5 years service
Chief Executive	33-34 days + 3 concessionary days	33-34 days + 3 concessionary days
JNC for Chief Officers	31- <u>32</u> days + 3 concessionary days	31-32 days + 3 concessionary days
Green Book employees	* <u>22-23</u> days + 3 concessionary days	* <u>27-28</u> days + 3 concessionary days

* For those employees who work between Christmas and New Year their total annual leave entitlement will be <u>2526/30-31</u> days with no concessionary days.

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- 5.3.2 All employees are entitled, in addition to the above, to half a day of leave on Christmas Eve or the last working day before Christmas Eve (pro rata for part timers). The half-day will only be granted to those employees who are rostered to work on this day.
- 5.3.3 If an employee is required to provide emergency cover, e.g. Central Control, a half-day will be added to their annual leave.
- 5.3.4 If you do not take your full entitlement of annual leave you cannot carry it over to the next year or get paid for the leave unless the Council has prevented you from taking the annual leave. If this is the case you can carry over up to five days (pro rated for part time staff), with the prior approval of your Head of Service. Managers will make sure that employees get proper breaks by monitoring annual leave.

5.5 Public holidays

- 5.5.1 The Council will still be closed on the following eight days, so these will be counted as public holidays and a day off for most employees.
 - Good Friday Easter Monday May Day Monday Spring Bank Holiday Monday August Bank Holiday Monday Christmas Day Boxing Day New Year's Day
- 5.5.2 Bank holiday enhanced payments will continue to apply to all of these days (see 3.2.4).

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6. Future Changes

Any changes agreed at a National Level in respect of Part 2 of the Green Book will automatically amend this agreement.

6.1 Local Changes to Terms and Conditions

6.1.1 Managers and Trade Unions wishing to have new arrangements considered must submit proposals to the Human Resources<u>HR & Payroll</u> Team for a full equality impact assessment to be made of the implications of any proposal for the whole workforce.

6.2 Grading Review Procedure

- 6.2.1 The Grading Review Procedure and associated forms are available on the Intranet (ERIC). Should additional duties and responsibilities be assigned to their job employees can use this procedure from implementation of this pay agreement. Equally where duties and responsibilities are removed from a job this procedure must be used by managers to assess the impact on any factor scores/grade.
- 6.2.2 Managers must ensure before assigning additional duties and responsibilities to a job, that any resulting increase in salary can be contained within existing budgets (subject to Financial Regulations). This excludes employees required to 'Act Up' in the absence of a higher graded employee (see paragraph 5.3).
- 6.2.3 Where duties are transferring between departments, both <u>Assistant</u> <u>DirectorsHeads of Service</u> and Directors must be involved in implementing the Grading Review Procedure in the interests of fairness and transparency.
- 6.2.4 Any changes will be evaluated jointly by HR and a Trade Union Representative. If the changes potentially affect the grade this will be brought to the attention of the relevant Strategic Alliance Management Senior Leadership Team member, following which any agreed changes will be implemented for a trial period of six months from the change to enable the actual impact to be evaluated. Where the trial period demonstrates the change has resulted in a move to a higher grade, the Chief Executive Officer will authorise the change in the establishment and extra expenditure incurred up to a limit of £3,000 basic salary per annum, per employee under his delegated powers.
- 6.2.5 Where the agreed changes result in a reduction in pay current earnings will be protected for 1 year from submission of the Grading Review Procedure.

7. Flexible Working Arrangements

7.1 Work Life Balance

- 7.1.1 Subject to service requirements and fair team working, people can adapt their working patterns to suit their personal needs and that the organisation can offer the kind of service improvements that customers increasingly demand. Flexible working covers a wide range of issues. Some of these are covered by government legislation the flexibility we offer to new parents or adult carers, for example. Others have been developed over years to help our employees develop their career and get the right work/life balance that helps create an efficient and motivated workforce.
- 7.1.2 The Work Life Balance Policy has a range of working patterns that ensure that work life balance can be addressed in a variety of ways. To make a request for some statutory aspects of flexible working you must have worked for the Council for 26 weeks continuously. (Information on these is available from the Human Resources<u>HR & Payroll</u> Team)

7.2 What flexible working means

- 7.2.1 The Council has in place an extensive Work Life Balance Policy which provides the right for employees to request variations to their working patterns. These are detailed below:
- 7.2.2 **Flexi-time** averages your working hours over 1 month and covers 12 hours of the day (between 7.00 am and 7.00 p.m.). There are no core times within the scheme when employees must be at work, but the needs of the service will determine staffing levels during the main part of the day, i.e. between 9 a.m. and 5 p.m. An employee who accrues excess hours can take time off up to 2 days per month. The full flexitime scheme is available on the Intranet (ERIC).
- 7.2.3 **Annualised hours** will see your hours defined on an annual or seasonal basis and may be very different over a year. Annualised hours are usually applied to a whole work group and may be introduced initially on a temporary trial basis. The average of annualised hours will be 37 hours per week (pro rata for part timer employees). The evaluated annual salary will be paid as 12 equal monthly payments and not vary with changing hours. Annualised working agreements are reached at service level in consultation with the recognised trade unions.
- 7.2.4 Voluntarily reduced hours working means you can work reduced or variable hours on an agreed short term and temporary basis. Salary will be pro-rated for the agreed period.
- 7.2.5 **Team/self-determined rotas** give teams the opportunity to propose the patterns they want to work outside of formal shift arrangements. Any arrangements (including mutually agreed shift swaps) will only be approved if service needs are met or improved.
- 7.2.6 Working compressed weeks/fortnights are where the same weekly basic hours are worked over, for example, four and half days or nine days out of ten. This is useful for services where there are longer working days and for

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employees who get the opportunity to take a longer weekend. This allows the possibility of an evening or Saturday morning service to be offered to customers.

- 7.2.7 **Home working/hot desking**. If you work partly from home or in different places you may not have a permanent office base. This way of working can be introduced on a trial basis for groups of employees or individuals.
- 7.2.8 **Job share.** If you share a full time post with another employee you will usually work half the week each, but other proportional arrangements may apply. You may also be required to provide cover in the absence of your job share partner.
- 7.2.9 **Unpaid Career breaks**. You can take a career break for up to five years. This gives you the opportunity of returning to the Council without having to apply for a new job instead you will be offered suitable jobs (as they become available) on the grade you were on when you took the break for a period of up to 12 months. If you are on a career break you will not have a contract of employment except during periods of training or work experience, at least two paid weeks per year to update your knowledge and provide holiday cover for some teams.
- 7.2.10 Any requests from an employee to vary their working pattern must be made on the Flexible Working Requests form in the Work-Life Balance Toolkit – Guidance for Managers and Employees on the Intranet (ERIC). Copies of this form are available from the Human Resources HR & Payroll Team.

7.3 Legislation covering flexible working

- 7.3.1 The <u>Flexible WorkingEmployment</u> Act <u>2023</u>2002 gives qualifying employees the right to request flexible working to care for a child, or vulnerable adult, although employers can refuse this request on business grounds.
- 7.3.2 If flexible working arrangements are agreed between yourself and your Head of Service it normally means a permanent change to your substantive terms and conditions of employment. You do not have a contractual right to revert back to former work patterns if your circumstances change, although you may be able to mutually agree to return to former work patterns. If flexible working arrangements reduce your normal working hours, this will affect your local government pension entitlements.

7.4 Compassionate Leave (leave for other dependants)

7.4.1 The Council has a compassionate leave scheme to support employees facing personal or family problems. Further details are available on the Intranet (ERIC) under Leave Guidelines or from the Human Resources Team

8. Glossary of useful terms

Acting-Up

 When an employee formally covers the job, or part of the job, of a higher graded employee

Assimilation

 The means by which a job holder moves from the old pay structure to the new pay structure when their current earnings are rounded up to meet the nearest spinal column point in the new grade

Annual salary

• The total earnings for the year made up of basic pay (excluding any allowances received). This is usually divided by 12 to arrive at the monthly salary

Grade

• A grade may contain one fixed point or a range of spinal column points which define the maximum and minimum of the grade

Grading structure

 The relationship of pay grades to job evaluation scores which define the spinal column points for each grade

Green Book

 The NJC National Agreement on Pay and Conditions of service. This incorporates key national provisions and guidance on the Job Evaluation Scheme

Increment

• The step in earnings between one spinal column point and the next

Job

• A range of tasks, activities and responsibilities defined in the job evaluation scheme, which is undertaken by one or more jobholders

Job evaluation

• The process by which the different requirements within a job are given a points value according to a set of common factors

Job evaluation scheme

• The description of the factors and levels, which determine the job evaluation score. The National Job Evaluation scheme is described in the green book

Job holder

An employee or number of employees occupying a job evaluated as the same job

Job Description Questionnaire (JDQ)

• The form (designed nationally) on which the jobholder describes the duties of their job under the different factor headings

LGPS (Local Government Pension Scheme)

 This is the body which manages the pension scheme for all local authority workers (excluding teachers)

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Market supplements

 An additional level of earnings usually paid for a particular job in the Council in order to recruit and retain certain skills. Market Supplements will be reviewed annually by Governance Management Team. They are not consolidated into basic pay, and are shown separately in the contract of employment

Multi-Graded Posts

 Under the old grading structure some posts had the opportunity to progress, by annual increments, through more than one grade, e.g. Scale 6/SO1. Multi-Graded posts will not exist in the new grading structure

National Joint Council (NJC)

 The National Joint Council for Local Government Services is the body, which decides the pay and conditions of service for many people in local government. These decisions and rules are written into the 'Green Book'

Normal pay

 The combination of annual salary and regular allowances which are paid through periods of holidays, sickness and other forms of leave

Pay spine

 The list of annual salaries which make up the grades for the pay structure, there are 39 spinal column points on the pay spine each of which represents one increment

Plain time rate

• Plain time rate is the basic hourly rate for the job

Post

· Each job holder occupies a post within the same job

Pro-rata

A proportion of the full time salary or working hours

Recruitment and retention

• The purpose of any pay scheme is for an employer to be able to recruit and retain the people able to do the jobs required by the organisation

Roster/rota

• The plan for how working hours over a period of time (day/week/month) are to be covered by employees.

Spinal Column Point (SCP)

 The pay spine is divided up into money values, each of which is called a spinal column point. There are 39 spinal column points on the new pay spine

Shifts

 Are the periods of time, over 24 hours, during which the service must be provided

Single Status

 This the common name given to the agreement reached in 1997 by the National Joint Council for Local Government Services (Green Book)

Skills

 Techniques gained from knowledge, learning and experience, which enable the jobholder to meet the requirements of the job in the most efficient and effective way

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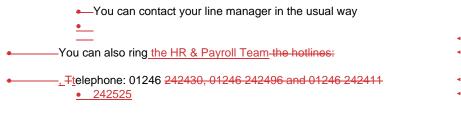
Working Time Regulations

 These are the rules, which the Government sets, which limit the amount of work people, can do, with minimum levels for holidays and rest breaks for the health and safety of employees. Information is available from the Human Resources<u>HR & Payroll</u> Team

9. Useful contact numbers

You may have a number of queries or concerns about the <u>details</u>changes outlined in this agreement. There are a number of ways you can talk to someone who will be able to give you help and advice on a variety of <u>pay</u> <u>issues</u>single status issues.

A dedicated part of the Council's Intranet site includes all documentation around job evaluation and single status,



_____These lines are staffed by HR Officers who will try and help you with your query.

You can also contact a member of the trade union on the following numbers:-

 Steve Sambrooks (UNITE)
 07788 50595301246 593095

 Liz RobinsonKevin Shillito/Jim Wilmot
 (UNISON)
 01246

 2422202507/01246 242246
 01246
 01246

10. Conclusion

This booklet has been designed to give as much explanation as possible about the implications of the new pay arrangements. Inevitably it is difficult in a single communication to cover everyone's situation so please ask for help or advice from one of the contact possibilities above.

Thank you for your co-operation

Karen HansonWes Lumley Chief Executive Bolsover District Council

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APPENDIX ONE

Points From	To	Grade	Spinal Column	Salary points
	TO	Orado	Points	within each
			1 On to	grade
-	Up to 300	4	4	91440 13,550
	344	2	2	14,165
301	344	Ź	<u>∠</u> Living Wage	14,100 15,916
245	200	2		
345	388	3	3	16,264 16,503
			4 5	16,503 17,04 8
200	400	4		1
389	4 32	4	6	17,816
			7	18,617
100	170		8	19,455
433	476	5	9	20,098
			10	20,760
			11	21,44 €
			12	22,153
477	520	6	13	22,928
			14	23,73 1
			15	24,562
			16	25,42(
521	56 4	7	17	26,18 ⁄
			18	26,96 9
			19	27,777
			20	28,611
565	608	8	21	29,87(
			22	31,184
			23	32,55(
			24	33,98 (
609	652	9	25	35,196
			26	36,446
			27	37,739
			28	39,079
653	696	10	29	39,86 0
			30	40,657
			31	41.471
			32	42,30
697	740	11	33	43,04
007			34	43,793
			35	44,55
			36	45,339
741+	_	12	37	45.73
		+2	38	46,659
			39	47,586

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APPENDIX TWO

Pay Policy

1. Introduction

This Pay Policy for Bolsover District Council has been prepared in accordance with regulation 38 (1) of the Localism Act 2011.

The Council's Pay Policy for Chief Officer which covers appointments, remuneration and terms and conditions of appointment are set at Full Council before they come into force and are prepared annually. The responsibility to approve the Pay Policy cannot be delegated from Council.

This Policy relates to the period from 1st April 2016 to 31 March 2017 and may be amended by Council during this time.

2. Scope

The Pay Policy relates to Chief Officers as defined by the Local Government and Housing Act 1989 and includes the following posts:-

- Head of Paid Service (Chief Executive Officer)
- Monitoring Officer
- Statutory Chief Officer under Section 151of the Local Government Act 1972
- Non Statutory Chief Officers who report directly to the Head of Paid Service
- Deputy Chief Officers who report directly to a Statutory or Non Statutory Officer

3. Background

3.1. This Council is committed to the principle of equal pay.

- 3.2. Whole Workforce
 - 3.2.1. In order to secure equal pay within the organisation, job evaluation was applied to all posts (including Chief Officers). Chief Officers carrying out the role of Heads of Service were included in a new grading structure implemented for the whole workforce in April 2009. This grading structure placed Heads of Service who scored more than 741 points on Grade 12 within the Grading Structure at Appendix One. Grade 12 applies to Chief Officers who do not have joint post as described at point 3.3 below. Other Heads of Service scoring less than 741 points were placed within Grade 11 and are not conditioned to the JNC National Agreement for Chief Officers.

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3.3. Shared Management Team

- 3.3.1. With a view to reducing expenditure and increasing efficiency, this Council has formed a Strategic Alliance with North East Derbyshire District Council
- 3.3.2. In respect of salaries payable for the senior managers appointed to joint posts, Full Council made the decision that payment would be based on North East Derbyshire District Council pay scales, which had been set following an independent review carried out of salaries payable to senior managers in 2008.
- 3.3.3. The costs of shared management posts are met on a 50/50 basis between the two Councils.

4. Remuneration

- 4.1. Regulation 43 (6) of the Localism Act defines remuneration to include salary, bonus, charges, fees and allowances, benefits in kind, increases / enhancements of pension entitlement (if resolved by the Council) and payments on ceasing to hold officer (other than those payable by any enactment.
 - 4.1.1. The remuneration details given in this section refer to salary only, the reasons for this are:-
 - 4.1.1.1. The Council does not pay bonuses, charges and allowances.
 - 4.1.1.2. Fees are only related to the Returning Officer
 - 4.1.1.3. Benefits in kind are minimal and exact details are prepared for the HMRC returns following the year end and not are available at the time of preparing the pay multiple in March each year. However the amounts for Chief Officers are published in the Statement of Accounts.
- 4.2. The majority of the Council's Chief Officers which include the Joint Chief Executive Officer, Joint Executive Directors and Joint Assistant Directors hold joint appointments with North East Derbyshire District Council. The post of Head of Housing relates solely to Bolsover District Council. The Grading Structure for these post are set out below:-

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4.2.1. Joint Chief Executive and Joint Executive Directors

The shared management team salary scale for the Chief Executive of the Council ranges from £106,000 to £115,000, with increments of £3,000.

The Executive Directors' salaries are based on a scale of £70,014 to £78,374 with increments of just over £2,000. The incremental scale is shown below:-

Incremental points	Chief Executive	Executive Directors
4	£107,060	£70,715
2	£110,090	£72,826
3	£113,120	£74,936
4	£116,150	£77,047
5	N/A	£79,158

4.2.2. Joint Assistant Directors

Assistant Director level posts are characterised by their relatively high level of responsibilities, and deputise, as appropriate, in the absence of the Director. This is an important element in the Council's succession planning and leadership development processes, as well as providing valuable strategic input. At the time of the 2008 review at North East Derbyshire District Council, it was suggested that the market would support an appropriate salary scale of £46,000 to £52,000, with increments of just over £1,400, i.e. approximately 70% of the Chief Officers' salary. The incremental scale is shown below:-

Incremental Points	Assistant Director
1	£49,500
2	£50,978
3	£52,455
4	£53,933
5	£55,410

4.2.3. Chief Officer without a Joint Role

The pay scale which relates to all employees of the Council includes the salary range for the Chief Officer whose duties relate solely to Bolsover

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District Council. An extract which relates to the Chief Officer range is set out below:-.

Grade	Incremental Points	Chief Officer
Grade 12	37	£46,188
Grade12	-38	£17,126
Grade 12	39	£48,062

4.2.4. Remuneration of The Council's Lowest Paid

The Council adopted the Living Wage with effect from 1^{st} December 2013. The annual full time equivalent value of the Living Wage from November 2015 is £15,917

4.2.1.1. With reference to point 5.1 below, during 2014/2015 and 2015/2016 the Council will operate an Apprentice Scheme. The pay under this scheme has not been used to determine the pay multiple because of the special nature of the apprentice scheme.

4.3. Relationship between the Remuneration of Chief Officers and employees who are not Chief Officers.

4.3.1. The following tables show the ratio between the Officer Grades paid in 2014/2015 based on full time equivalent salary records at 12th February 2015. An asterisk signifies that this Grade relates to Joint Chief Officers who are paid by North East Derbyshire District Council and there are no Chief Officers on the same Grade at Bolsover District Council. In which case the median salary and the lowest paid salary relates to those employees paid by Bolsover District Council only.

Chief Officer Grade	Point	Amount (£)	Median salary (£)	Pay Multiple
CEO	3	116,150	22,153	5.2:1
Executive Director*	5	79,158	22,153	3.6:1

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Chief Officer Grade	Point	A mount (£)	Median salary (£)	Pay Multiple
Assistant Director	4	49,500	22,153	2.2:1
Assistant Director*	2	50,978	22,153	2.3:1
Assistant Director	Ф	52,455	22,153	2.4:1
Assistant Director	5	55,410	22,153	2.5:1

Chief Officer Grade	Point	A mount (£)	Lowest Paid salary (£)	Pay Multiple
CEO	ආ	116,150	15,917	7.3:1
Executive Director*	5	79,158	15,917	5.0:1
Assistant Director	4	49,500	15,917	3.1:1
Assistant Director*	2	50,978	15,917	3.2:1
Assistant Director	3	52,455	15,917	3.3:1
Assistant Director	5	55,410	15,917	3.5:1

4.4. The tables in section 4 are available in a CVS file in the Transparency Section of the Council's Website.

5. Definition of Lowest-paid employees

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- 5.1. Following the implementation of Single Status and the NJC Job Evaluation Scheme, local grades were implemented as set out at Appendix One to the Pay Agreement. The lowest paid employee is determined by those whose job evaluation score was below 301 points. These employees were placed on Grade 1, which is a fixed point grade.
- 5.2. The Council adopted the Living Wage with effect from 1st December 2013. The pay rates for Grades 1 or 2 of the local grades are lower than the Living Wage therefore employees who are evaluated on Grades 1 and Grade 2 are paid the Living Wage.
- 5.3. The annual full time equivalent value of the Living Wage from December 2015 is £15,917. This will be updated when the Living Wage is reviewed in November 2016.

5.4. With funding from the residual Working Neighbourhoods Fund, the Council will be engaged in an Apprentice scheme during 2016/2017 for a number of eligible 16 to 18 year olds. To reflect the nature and duration of their employment, this group of employees will not be paid in accordance with the local grades pay scale and will be paid the minimum wage rate for their age and not the national minimum wage for apprentices. The annual full time equivalent values of the minimum wage for these age groups are £7,466 and £10,225.

6. This section sets out the Council's Policies relating to the requirements under Regulation 38(4) of the Localism Act.

6.1. The level and elements of remuneration of each Chief Officer

6.1.1. This is set out in section 4.2.

6.2. Remuneration of Chief Officers on recruitment

- 6.2.1. Decisions on the appropriate appointment within the grade for Chief Officer with a joint appointment are recommended to Full Council by an Appointments Panel.
- 6.3. For Chief Officers without a joint role, recruitment will normally be to the first point of the grade, or in exceptional circumstances (as agreed with the Joint Assistant Director Head of Human Resources and Payroll) will reflect a level

commonsurate with candidates existing skills and existing skills and experience in the job.

6.4. Increases and additions to remuneration of each Chief Officer

6.4.1. Incremental progression for joint posts are applied at 1st April each year subject to there being at least 6 months service in post at this Formatted: Font: (Default) Arial

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date, otherwise the increment will be applied between 2nd April and 30th September once 6 months service has been achieved

6.4.2. Incremental progression for non-joint posts for new recruits or existing employees who apply for and are appointed to a new post (including secondments). In both cases, increments will only become due from 1st of the month following completion of 12 month's service with the Council from appointment to post. Following this future increments will be awarded automatically on the anniversary of the first increment until the top of the grade is reached. (from pay agreement 2.2.3)

6.4.3. Honoraria and ex gratia payments

6.4.3.1. The Council does not make ex gratia payments.

6.4.3.1.1. A honorarium is payable in circumstances where an employee temporarily takes on duties and responsibilities which are at a higher level than those carried out within their substantive post. This is known as an 'Acting Up Allowance' and details of how this is applied to all employees, including Chief Officers is set out in Paragraph 5.2 on page 15 of the Pay Agreement.

6.5. The Council does not use performance related remuneration.

- 6.6. The Council does not pay any bonuses.
- 6.7. Payment to Chief Officers on ceasing to hold office or employment with the Council
 - 6.7.1. In the case of redundancy, the policy of the Council is to use its discretions under (The Local Government (Early Termination of Employment) (Discretionary Compensation) (England and Wales) Regulations 2006 (as amended) to pay compensation on the basis of actual weekly pay (Regulation 5);
 - 6.7.2. However as the Senior Management of the Council work on a shared basis with North East Derbyshire District Council, whose policy on redundancy uses a multiplier on the national redundancy

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table, compensation is calculated on the basis of a combination of both schemes as follows:

- 6.7.2.1.1. Service up to date of joint appointment: based on original Council's scheme.
- 6.7.2.1.2. Service after date of joint appointment: based on 50% per each Council's scheme.

6.8. The publication of and access to information relating to remuneration of Chief Officers.

- 6.8.1. The Council will publish this pay policy statement within the transparency section on its website.
- 6.8.2. The tables in section 4 are available in a CVS file in the Transparency Section of the Council's Website.
- 6.8.3. For further information about this pay policy statement please contact the Councils on 01246 242424 and ask for the HR and Payroll Section.

7. Other Terms and Conditions

7.1. Place of Work

7.1.1. The principal place employment shall be the main offices of both Councils. If required to work at a different location no relocation payment is made. Travel expenses for journeys between the main Council offices will not attract expense payment unless the purpose of the journey is to attend a meeting.

7.2. Hours of Work

7.2.1. The hours of work are a minimum of 37 hours per week, for joint posts this is across both Councils. Due to the nature of the post the precise cannot be specified, generally it is expected that a reasonable amount of hours is worked necessary to carry out duties of the post and will include evening and weekend meetings as appropriate and bank holiday working in an emergency.

7.3. Secondary Employment

7.3.1. Notification of any additional employment must be given to the Council or Councils for joint post. This is to ensure that there is no conflict of interest and to meet the Council obligations under the working time regulations.

7.4. Holiday Entitlement

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- 7.4.1. For joint posts the annual leave entitlement across both Councils is 36 days per year plus 3 days per annum to cover the Christmas closedown period. The leave year runs from 1st April to 31 March annually.
- 7.4.2. For non joint post the annual leave entitlement is 31days plus 3 days per annum to cover the Christmas closedown.
- 7.4.3. All Chief Officers are entitled to 8 bank holidays plus any additional bank holidays agreed at national level.

7.5. Pensions

- 7.5.1. Chief Officers are contractually enrolled into the Local Government Pension Scheme. The contribution rates for employees are set nationally and viewed each year. The employer's contribution rate is determined by an actuary at the tri-annual fund valuation.
- 7.5.2. Employees may opt out of the Pension Scheme and if this happens the Council has to comply with the obligations of the Auto Enrolmont.
- 7.5.3. Full details of the types of early retirement/flexible retirement are available in the Council's Re-deployment/Early Retirement Policy available on our website at <u>www.bolsover.gov.uk</u>.

7.5.4. Local Government Pension Scheme Employer Discretions

There are a number of discretions available under the Local Government Pension Scheme applicable to all employees. These are set out as follows:-

7.5.4.1. The Council as a general policy not exercise these discretion as they represents a significant cost to the Council:-

- Whether to augment membership of an active member (by up to 10 years)
- Whether to grant additional pensions to a member (by up to £5,000 per annum)
- Whether to waive, in whole or in part, actuarial
 reduction on benefits paid on flexible retirement
- Whether to grant application for early payment of benefits on or after age 55 and before age 60

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- Whether to waive, on compassionate grounds, the actuarial reduction applied to benefits paid early
- Whether to contribute to a shared cost Additional
 Voluntary Contribution (AVC) arrangement
- Whether to increase the number of weeks redundancy pay (up to 104 weeks)

7.5.4.2 In respect of the following discretion, the Council has a general policy that any flexible retirement must normally be at no cost to the Council.

Whether all or some benefits can be paid if an employee
 reduces their hours or grade (flexible retirement).

7.5.4.3 The Council has a policy to apply the following discretion:-

 Whether to base redundancy payments on the employee's actual weeks pay rather than limit a weeks pay to the statutory maximum.

7.5.5. Re-employment of employees in receipt of a pension

Under the terms of the Local Government Pension scheme, an employee who has retired from local government service and is in receipt of a pension may reapply for local government employment. However where this happens the pension is subject to abatement, i.e. if the pension added to the new salary is higher than the original salary then the amount of pension will be reduced accordingly. There are currently no re-employed pensioners in senior management positions.

7.6. Car Allowances

- 7.6.1. North East Derbyshire Chief Officers are entitled to claim the lowest band of the national car allowances in the National Car Allowance Scheme for Chief Officers. Currently a lump sum of £846 per annum and 36.9p per mile to 8,500 miles and 13.7p thereafter for business journeys.
- 7.6.2. Bolsover District Council pay the HMRC rates for business journeys (currently 45p per mile and 5p per mile for passengers)
- 7.6.3. Chief Officers with joint post may choose which car allowance scheme to be paid under.

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8. Terms and Conditions of Service

The Chief Executive is employed under the terms and conditions of service of the Joint Negotiating Committee for Chief Executives of Local Authorities, and Directors under the terms and conditions of service of the Joint Negotiating Committee for Chief Officers of Local Authorities. There are currently no additional local agreements relating to the employment of Chief Officers that represent a charge on the public purse, with the exception of election duties (see following paragraph).

8.1. Election Duties

The fee for Returning Officer duties at the District and Parish Elections in May 2011 was based on calculations included within the Local Elections Fees scales determined by Derbyshire County Council so that they are implemented on a county wide basis. In 2011 the fee paid for the designated Counting Officer was prescribed by central government by means of a Fees and Charges Order.

9. Other financial benefits

The Chief Executive and the Council's Directors and Assistant Directors are not in receipt of any financial benefits that are not also available to other employees.

Chief Officers are exempt from receiving the following benefits which other employees receive:

- Shift Allowance
- Weekend Working
- Bank Holiday Working
- Overtime Payments
- Standby/Call Out Payments
- Flexible Working

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