

Avon Pension Fund

Bath & North East Somerset Council

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|  | **Medical Certificate For A Deferred Councillor Member** | **LGPS 16B** |

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| **PART A – Former Employee Details (To be completed by the former Council)** |

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| --- | --- | --- | --- |
| SURNAME: |       | FORENAME(S): |       |
| DATE OF BIRTH: |       | NI NUMBER: |       |
| HOME ADDRESS: |       |
|       |
| Name of Council at date of becoming a deferred scheme member: |       |

Nature of Office: Councillor (please give full description of the requirements of the job and / or attach a copy of the job description if available)

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| Date ceased to hold office as a councillor (and ceased to be an active member of the LGPS) |
|  |       |

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| Date of application for early payment of deferred benefits: |       |

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| **PART B - To be completed by the approved¹ registered medical practitioner** |  |

**Please tick either box B1 or B2**

I certify that, in my opinion, the person named in Part A **WAS** **[ ]  (B1), WAS NOT** **[ ]  (B2),** at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable² because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former office as a Councillor which gave rise to the deferred benefits in the Local Government Pension Scheme.

**If B2 has been ticked please move to Part C of this form.**

**If B1 has been ticked and the person named in Part A is under age 55 at the date of application shown in Part A, please tick B3 or B4**

I certify that, in my opinion, the person named in Part A **WAS** **[ ]  (B3), WAS NOT** **[ ]  (B4),** at the date of application for early payment of deferred benefits shown in Part A, permanently incapable by reason of disability caused by physical or mental infirmity of engaging in anyregular full-time employment.

*(Note: the answer to this question is used to determine whether the pension should be immediately increased under Pensions Increase legislation).*

**Continued overleaf**

**If B1 has been ticked, please also tick B5 or B6**

I certify³ that, in my opinion, the person named in Part A

[ ]  **(B5) IS** exceptionally ill, with a life expectancy of less than 1 yearand,

[ ]  is aware of this

[ ]  is not aware of this

[ ]  **(B6) IS NOT** exceptionally ill and has a life expectancy 1 year or more.

Please now complete Part C.

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| **PART C – General Statement to be completed by the approved¹ registered medical practitioner** |  |

I **do** **[ ] , do not** **[ ]** attach a copy of my full report / assessment and I certify that:

I have not previously advised, or given an opinion on, or otherwise been involved in this case, and

I am not acting, and have not at any time acted, as the representative of the person named in Part A, the former employer or any other party in relation to this case, and

I hold a diploma in occupational health medicine (D Occ Med) or an equivalent qualification issued by a competent authority in an EEA State (with ‘competent authority’ having the meaning given by Section 55(1) of the Medical Act 1983), or I am an Associate, a Member or a Fellow of the Faculty of Occupational Medicine or of an equivalent institution in an EEA State.

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|       | Date: |       |
| Signature of independent registered medical practitioner |       |

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| --- | --- | --- |
|       | GMC Number: |       |
| Printed name of independent registered medical practitioner |       |

Registered medical practitioner’s / company’s official stamp or address *(Mandatory)*

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**Explanatory notes to accompany certificate**

**Meaning of terms used**

1 The independent registered medical practitioner signing the certificate must have been approved for this purpose by Bath and NE Somerset Council as the administering authority for the Avon Pension Fund.

2 ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former office with the employer because of ill health or infirmity of mind or body until, at the earliest, their 65th birthday.

3 Certification of limited life expectancy of less than 1 year may only be provided by a fully registered person within the meaning of the Medical Act 1983. The full text of the Act can be found at www.gmcuk.org/about/legislation/medical\_act.asp#2

**General – notes for employers**

If B2 has been ticked, the deferred member does not, in the medical opinion of the approved registered medical practitioner, meet the criteria for early release of the deferred pension benefits under the LGPS.

If B1 has been ticked, the deferred member does, in the medical opinion of the approved registered medical practitioner, meet the criteria for early release of the deferred pension benefits under the LGPS.

The opinion given by the approved registered medical practitioner does not, in itself, give entitlement or otherwise to early release of the deferred pension benefits under the LGPS. Nor should the medical practitioner indicate to the deferred member that such an award will or will not be made. It is for the former employing authority to make the formal award determination.

If B5 has been ticked the Pension Fund administering authority may pay the member a lump sum equal to 5 times the member’s annual pension. If such a payment is made this does not constitute a pension input amount for the purposes of the annual allowance test under the Finance Act 2004 as the person meets the ‘severe ill health condition’ under section 229 of that Act.

*These notes were up-to-date when this form was updated in June 2019 and are provided for information only. They confer no contractual or statutory rights and in the event of any dispute the appropriate legislation will prevail.*

*This is a medical certificate provided in respect of a deferred councillor member by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 97 of the Local Government Pension Scheme Regulations 1997 (as amended) and for the purposes of section 229(4) of the Finance Act 2004.*

**Avon Pension Fund, Local Government Pension Scheme administered by Bath & North East Somerset Council.**

**Data Protection:** Avon Pension Fund is a Data Controller as defined in the UK GDPR. We store, hold and manage your personal data in line with statutory requirements to provide you with pension administration services. For more information about how we process your data, your individual rights and answers to frequently asked questions, please visit our website: [avonpensionfund.org.uk](https://www.avonpensionfund.org.uk/)