

WYPF Breaches of the Law 2018 -2019

Date	Category (eg administration, contributions, funding , investments)	Pensions Regulator code of practice	Description and cause of breach	Possible effect of breach and wider implications	Reaction of relevant parties to breach	Reported/Not reported	Outcome of report and or investigations	Outstanding Actions
April 2018	Administration - Maintaining contributions	147	<p>Employee contributions deducted from a members pay must be paid to the manager of the scheme, at the latest by the 19th day of the month following deduction or by 22nd day if paid electronically.</p> <p>Please see schedule below for details of employers who failed to make payment by the appropriate date.</p>	Contributions not received by the scheme within the prescribed timescales	<p>Immediate action: All employers have a designated business partner who contact each employer to make them aware of any late payment. Subsequent late payments incur an admin fee charged and notified if there are any further late payments they may be reported to the Pensions Regulator.</p> <p>Continuing Action: Employers are closely monitored. Records of each employer who fail to make payment each month are maintained along with details of the number of late payment occasions.</p>	<ul style="list-style-type: none"> • Enviroserve were reported to the Pensions Regulator on the 13th September 2018. • All other late payments have not been report 	All outstanding payments are chased up and all payments received.	None

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Sept 18	Administration – Issue of Annual Benefit Statements	189	<p>Scheme regulations require and annual benefit statement to be provided to each active member by the 31 August each year.</p> <p>At 31 August 18 the percentage of statements sent out were:</p> <p>Active – 99.6% (90598 statements out of 90941)</p>	Some members not supplied with relevant information within time limit	Continue to issue annual benefit statements out after the 31 st August when case queries resolved.	Not reported	Due to the improvement in performance in issuing statements to active members by the deadline it is not regarded as of material significance.	Only accurate statements have been released as strict quality controls in place. Outstanding statements are released on a daily basis when record is correct.	The percentage of ABS sent out in 2017 is an improvement from 2016

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March 19	Administration		<p>17/07/18 – member requested a transfer out quotation</p> <p>31/08/19 – member left the scheme</p> <p>19/10/18 – Transfer quote sent.</p> <p>LGPS regulations state a transfer value must be supplied within 3 months</p> <p>A transfer value was issued 3 days over the LGPS Regulations three month time limit. WYPFs understanding at that time was it had to be supplied within 3 months of date of leaving however clarification has been received from LGA that transfer information must be provided within 3 months of a member’s request for it regardless of their date of leaving.</p>	<p>No effect. Transfer details were supplied to member 3 days outside the timescale</p>	None	Not reported	WYPF Working instructions and practices have been updated following LGA clarification.		

WYPF Breaches of the Law 2018 -2019

Employers who failed to pay make pay over employees contributions by the appropriate date - April 2018 onwards

Month	Employer	Date contributions due	Date Paid	Value of late contributions	No of times late in last 6 months prior to this month	No of times late in last 12 months prior to this month
April	Leeds College of Music	18/05/18	06/06/18	82566.48	0	0
	Ackworth Parish Council	18/05/18	14/06/18	1466.76	1	1
	Sodexo Ltd	18/05/18	20/06/18	1784.61	0	0
	Caterlink Ltd (Grove Lea Primary School)	18/05/18	10/07/18	80.48	0	0
	Enviroserve (Calder High School)	18/05/18	05/10/18	1,127.85	1	1
	Enviroserve (Victoria Primary Academy)	18/05/18	02/07/18	353.76	5	5
	Enviroserve (Ebor Gardens Primary Academy)	18/05/18	02/07/18	591.35	5	5

May	Carerlink (Grove Lea Primary School)	19/06/18	10/07/18	100.05	1	1
	Leeds Appropriate Adult Service	19/06/18	10/07/18	452.05	0	0
	Enviroserve (Calder High School)	19/06/18	05/10/18	1,127.85	2	2
	Enviroserve (Victoria Primary Academy)	19/06/18	20/11/18	353.76	6	6
	Enviroserve (Ebor Gardens Primary Academy)	19/06/18	09/11/18	591.31	6	6
	Enviroserve (Joseph Norton)	19/06/18	Not received			

June	Groundwork Wakefield	19/07/18	25/07/18	3679.74	0	0
	Groundwork Leeds	19/07/18	25/07/18	1541.91	0	4
	Baildon Town Council	19/07/18	24/07/18	1510.14	0	0
	Calderdale College	19/07/18	26/07/18	86679.03	0	0
	Enviroserve (Calder High School)	19/07/18	05/10/18	1,127.85	3	3
	Enviroserve (Victoria Primary Academy)	19/07/18	20/11/18	353.76	6	7
	Enviroserve (Ebor Gardens Primary Academy)	19/07/18	09/11/18	406.19	6	7
	Enviroserve (Joseph Norton)	19/07/18	Not received			

WYPF Breaches of the Law 2018 -2019

Employers who failed to pay make pay over employees contributions by the appropriate date - April 2018 onwards

Month	Employer	Date contributions due	Date paid	Value of late contributions	No of times late in last 6 months prior to this month	No of times late in last 12 months prior to this month
July	Pool Parish Council	17/08/18	30/08/18	275.45	0	0
	Compass Contract Services (UK) Ltd (SPTA)	17/08/18	23/08/18	244.52	0	0
	Woodhouse Grove School	17/08/18	22/08/18	676.18	0	1
	Leeds College of Music	17/08/18	22/08/18	76,786.93	1	1
	Compass Contract Services (St John Fisher)	17/08/18	23/08/18	1,340.02	0	0
	Enviroserve (Calder High School)	17/08/18	05/10/18	1,127.85	4	4
	Enviroserve (Victoria Primary Academy)	17/08/18	23/08/18	1340.02	6	8
	Enviroserve (Ebor Gardens Primary Academy)	17/08/18	09/11/18	261.34	6	8
	Envorserve (Joseph Norton)	17/07/18	Not received			

August	Morley Town Council	19/09/18	10/10/18	226.92	0	0
	Aspens (Featherstone)	19/09/18	05/10/18	178.81	2	5
	Aspens (Leeds West)	19/09/18	05/10/18	392.32	2	5
	Aspens (Leeds East)	19/09/18	05/10/18	381.43	2	5
	Aspens (Oasis Lister Park Academy)	19/09/18	05/10/18	1,023.08	2	5
	Aspens (Appleton Academy)	19/09/18	05/10/18	1,258.92	2	5
	Waterton Academy Trust	19/09/18	27/09/18	64,067.34	0	0
	Enviroserve (Calder High School)	19/09/18	05/10/18	1,127.85	6	5
	Enviroserve (Victoria Primary Academy)	19/09/18	20/11/18	353.76	6	9
	Enviroserve (Ebor Gardens Primary Academy)	19/09/18	09/11/18	261.34	6	9
	Enviroserve (Joseph Norton)	19/09/18	Not received			

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Month	Employer	Date contributions due	Date paid	Value of late contributions	No of times late in last 6 months prior to this month	No of times late in last 12 months prior to this month
September	Catholic Care	19/10/18	22/10/18	376.96	1	1
	Bradford College	19/10/18	22/10/18	140,112.02	0	0
	Horsforth Town Council	19/10/18	25/10/18	520.73	0	0
	Aspens (Featherstone)	19/10/18	7/11/2018	176.14	3	5
	Aspens (Leeds West)	19/10/18	7/11/2018	380.52	3	5
	Aspens (Leeds East)	19/10/18	7/11/2018	428.45	3	5
	Aspens (Oasis Lister Park Academy)	19/10/18	7/11/2018	849.86	3	5
	Aspens (Appleton Academy)	19/10/18	7/11/2018	1315.55	3	5
	Enviroserve (Victoria Primary Academy)	19/10/18	20/11/2018	353.76	6	10
	Enviroserve (Ebor Gardens Primary Academy)	19/10/18	9/11/2018	261.34	6	10
	Enviroserve (Joseph Norton)	19/10/18	Not received			

October	Absolute Catering Ltd (Batley MAT)	19/11/18	22/11/18	2813.97	3	4
	Innovate Services Ltd (Crossflatts)	19/11/18	22/11/18	671.73	1	1
	Enviroserve (Joseph Norton)	19/11/18	Not received			

November	Hepworth Gallery trust	19/12/18	04/01/19	1924.17	0	1
	Elite Cleaning Ltd	19/12/18	22/01/19	395.67	1	1
	Enviroserve (Joseph Norton)	19/12/18	Not received			

WYPF Breaches of the Law 2018 -2019

December	Elite Cleaning Ltd	19/01/19	22/01/19	395.67	2	2
	Absotlute Catering Ltd (BGS)	19/01/19	22/01/19	2140.62	3	4
	Absolute Catering Ltd (Batley)	19/01/19	22/01/19	730.07	1	1
	Spie Ltd	19/01/19	22/01/19	1092.67	3	4
	Sitlington Parish Council	19/01/19	24/01/19	621.54	0	0
	Ebor Gardens Primary Academy	19/01/19	30/01/19	4633.92	1	1
	Enviroserve (Calder high)	19/01/19	25/01/19	970.94	6	6
	Enviroserve (Victoria Primary Academy)	19/01/19	02/07/19	293.70	6	11
	Enviroserve (Ebor Gardens Primary academy)	19/01/19	02/07/19	276.46	6	10
	Enviroserve (Joseph Norton)	19/01/19	Not received			

January 19	Holme Valley Parish Council	19.02/19	08/03/19	113.35	0	0
	Elite Cleaning Ltd	19/01/19	01/03/19	383.34	3	3
	Enviroserve (Joseph Norton)		Not received			

Feb 19	Open College Network Yorks and Humberside	19/03/19	23/03/19	871.24	0	0
	Enviroserve (Joseph Norton)	19/03/19	Not received			

March 19	Community Accord	19/04/19	18/05/19	163.63	0	0
	Pool Parish Council	19/04/19	23/05/19	275.45	1	1
	Mears Ltd South	19/04/19	23/04/19	5729.72	0	0
	Mears Ltd West	19/04/19	23/04/19	2056.76	0	0
	Creative Support Ltd	19/04/19	24/04/19	1166.66	0	0
	Bradford Central Pupli Referral	19/04/19	02/05/19	3506.03	0	0
	Enviroserve (Calderhigh)	19/04/19	11/06/19	943.98	5	8
	Enviroserve (Victoria Primary Academy)	19/04/19	02/07/19	293.70	6	12
	Enviroserve (Ebor Gardens Primary Academy)	19/04/19	02/07/19	276.46	6	11

WYPF Breaches of the Law 2018 -2019

	Enviroserve (Joseph Norton Academy)	19/04/19	Not received			
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