

## SHQ - Warren, Bob

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**From:** SHQ - Hamilton, Brendan  
**Sent:** 30 May 2008 13:20  
**To:** SHQ - Warren, Bob  
**Cc:** SHQ - Mattinson, Keith; SHQ - Hutchinson, Jayne  
**Subject:** Injury Pension Review with LCC

Bob

I thought it might be helpful to summarise the administrative issues that need to be reconciled as an outcome of your meeting with LCC next week

- 4 pensioners have refused to engage in the audit process (Burns et al) and whilst we initially gave them a date to reply before suspension of injury pension, this was withdrawn and LCC agreed to go back to DWP to try to get their agreement to rease details without individual authority, I understand that this has not progressed satisfactorily and next steps are unclear
- It now appears that DWP are returning the outstanding 17+ signed disclosures saying they are insufficient to release the information.LCC are suggesting DWP give the information to the Pensioner who can then forward it to us (which is not a robust audit trail)
- A number of pensioners sought representation with FBU and a deadline date was set aside for a reponse from the pensioners but no deadline date has been set (an initial letter to their solicitors asking us to abandon our debt recovery was sent by you on 23 May 2008)
- A small number of pensioners who agreed a settlement have asked that payments be set aside in the interim while they take advice and you have agreed this but again there is no response date required
- a number of pensioners have not responded to deadline dates but do not appear to be under FBU representation
- a number of pensioners have been paid underpayments but we have not added simple interest (which appears contrary to Counsel advice)
- Counsel advice on simple interest appears contrary to the Pensions ACT
- We have a group of pensioners who are paying off the whole overpayment in an agreed way which will need reviewed if we go down a different track
- Finally whilst I have raised concerns with DCLG Pensions Section about the construct of the scheme, it is unclear what forums the issue is being raised at a corpoate level nationally as we will continue to have these issues with follow up audits on a yearly or three yearly basis

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