

Cabinet

12 February 2014

Durham Tees Valley Airport – Deed of Variation of Pensions Admission Agreement



Report of Corporate Management Team

Don McLure, Corporate Director Resources

Councillor Alan Napier, Cabinet Portfolio Holder for Finance

Purpose of the Report

- 1 To inform Cabinet of a delegated decision by the Corporate Director Resources, made under urgency provisions to agree the sealing of a Counter Part Deed of Variation of a Pensions Admission Agreement in relation to staff employed at Durham Tees Valley Airport (DTV).

Background

- 2 DTV has been an admitted employer to the Teesside Pension fund (the fund) since 1 April 2003. The original Admission Agreement dated 1.4.03 was signed by the parties including Durham County Council (DCC) as one of the shareholding Councils and required DTV to provide a Bond as security against default in DTV's contributions to the fund.
- 3 The Bond was set to expire in December 2013 therefore DCC and the other parties were requested by Mouchel Business Services on behalf of the fund to agree a Deed of Variation to allow an alternative method of security in the form of a legal charge. This was drafted by the Pension Fund lawyers and generally agreed as appropriate with no other financial, economic or other reasons not to sign and the delegated decision was taken by the Corporate Director Resources. The Deed of Variation also formalised Darlington Borough Council as a shareholding party.
- 4 The Deed of Variation was formally completed by all parties on 20 December 2013.

Recommendations and Reasons

- 5 Cabinet is asked to note the delegated decision taken on 13 December 2013 by the Corporate Director Resources to agree to the sealing of the Deed of Variation of the Teesside Pensions Fund Admission Agreement in relation to staff employed at Durham Tees Valley Airport.

Background Papers

- Legal Services correspondence with Mouchel from 5/12/13

Contact: Bryan Smith Tel: 03000 269717

Appendix 1: Implications

Finance - none

Staffing – none as relates to staff employed at Durham Tees Valley Airport

Risk - none

Equality and Diversity / Public Sector Equality Duty - none

Accommodation - none

Crime and Disorder - none

Human Rights - none

Consultation – none required

Procurement - none

Disability Issues - none

Legal Implications – Deed of Variation of Pension Admission agreement as outlined in the body of the report.