The Local Government Pensions Committee
Secretary: Jeff Houston

CIRCULAR

Please pass on sufficient copies of this Circular to your Treasurer/Director of Finance and to your Personnel and Pensions Officer(s) as quickly as possible

No. 277 – MARCH 2014

CHANGES TO ILL HEALTH CERTIFICATES – ENGLAND AND WALES

Purpose of this circular:

1. The Local Government Pension Scheme Regulations 2013 introduce a Career Average Revalued Earnings (CARE) pension scheme from 1 April 2014 in England and Wales (the 2014 Scheme).

2. Although the basic structure of a three-tier ill-health system that applied under the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 (the 2008 Scheme) is retained, the conditions for entitlement to an ill health pension have changed. To qualify for an ill health pension under the 2014 Scheme, the following conditions must be satisfied:

   • the member’s employment must be terminated by the employer on the grounds of ill health or infirmity of mind or body;

   • at the date of termination the member must be under their Normal Pension Age in the 2014 Scheme (see definition of Normal Pension Age in paragraph 15);

   • at the date of termination the member must have met the 2 year qualifying service criteria for entitlement to a benefit (see definition of 2 year qualifying service criteria in paragraph 15);
• the member must, as a result of ill health or infirmity of mind or body, be permanently incapable of discharging efficiently the duties of the employment the member was engaged in; and

• the member, as a result of ill health or infirmity of mind or body, must not be immediately capable of undertaking any gainful employment (i.e. paid employment for not less than 30 hours in each week for a period of not less than 12 months).

3. As the vesting period (i.e. the period needed to be entitled to a benefit) is increasing on 1 April 2014 from 3 months to 2 years, employers will need to note that in cases where the process of ill health retirement is started before 1 April 2014, the member will not be entitled to immediate payment of ill health pension benefits if ill health retirement occurs after 31 March 2014 and, at the date of termination, the member does not meet the 2 year qualifying period for entitlement to an immediate pension. Instead, the member would only be entitled to a deferred benefit (or the choice of a refund of contributions, less the statutory deductions) but could apply to the employer to have the deferred benefit brought into payment (at an unenhanced rate). Before agreeing to such an application the employer would have to obtain a certificate from an Independent Registered Medical Practitioner as to whether the member is suffering from a condition that renders the member permanently incapable, because of ill health or infirmity of mind or body, of discharging efficiently the duties of the employment they had been engaged in and, as a result of that condition, the member is unlikely to be capable of undertaking gainful employment before reaching their Normal Pension Age, or for at least three years, whichever is the sooner.

4. If the conditions in paragraph 2 are satisfied, then the tier of ill-health retirement a member is entitled to is decided as follows:

• a member is entitled to enhanced Tier 1 benefits if that member is unlikely to be capable of undertaking gainful employment before their Normal Pension Age;

• a member is entitled to enhanced Tier 2 benefits if that member

  a) is not entitled to Tier 1 benefits;
  b) is unlikely to be capable of undertaking any gainful employment within three years of leaving the employment; but
  c) is likely to be able to undertake gainful employment before reaching their Normal Pension Age; and

• a member is entitled to unenhanced Tier 3 benefits if they are likely to be capable of undertaking gainful employment within three years of leaving the employment, or before their Normal Pension Age if earlier. Note, however, that no Tier 3 benefits can be awarded if the member has previously been awarded a Tier 3 pension under the 2008 or 2014 Schemes. In that case, the member would only be
entitled to a deferred benefit but could apply to the employer to have the deferred benefit brought into payment (at an unenhanced rate). Before agreeing to such an application the employer would have to obtain a certificate from an Independent Registered Medical Practitioner as to whether the member is suffering from a condition that renders the member permanently incapable, because of ill health or infirmity of mind or body, of discharging efficiently the duties of the employment they had been engaged in and, as a result of that condition, the member is unlikely to be capable of undertaking gainful employment before reaching their Normal Pension Age, or for at least three years, whichever is the sooner.

5. Before determining whether or not a member is entitled to a Tier 1, Tier 2 or Tier 3 ill health pension, the employer must obtain a certificate from an Independent Registered Medical Practitioner (IRMP) who has not previously advised on, or given an opinion on, or otherwise been involved in the case and who has been authorised by the Pension Fund administering authority. The certificate must show:

- whether the member, as a result of ill-health or infirmity of mind or body, is permanently incapable of discharging efficiently the duties of the employment the member was engaged in; and

- whether the member, as a result of ill-health or infirmity of mind or body, is not immediately capable of undertaking any gainful employment; and

- how long the member is unlikely to be capable of undertaking gainful employment; and

- where the member has been working reduced hours and has reduced pay as a consequence of the reduction in working hours, whether that member was in part-time service wholly or partly as a consequence of ill health or infirmity of mind or body.

6. Where a member is retired with a Tier 1 or Tier 2 ill health pension the amount of enhancement a member receives to their pension is calculated as follows:

- Tier 1 - the member’s pension account is adjusted by adding the equivalent of the amount of earned pension the member would have accrued between the day following the date of termination and their Normal Pension Age. This is calculated as 1/49th of assumed pensionable pay (see paragraph 7) for each year and fraction of a year in that period (regardless of whether the member is in the main section or the 50/50 section of the Scheme when their employment is terminated on ill health grounds);

- Tier 2 – the member’s pension account is adjusted by adding 25% of the Tier 1 adjustment described above.
It should be noted that:

- no enhancement can be added if the member has previously received a Tier 1 ill health pension under the 2014 or 2008 Schemes or has received an ill health pension under any earlier Scheme;

- the enhancement for a member entitled to a Tier 1 or Tier 2 pension is adjusted if the member has previously received a Tier 2 ill health pension under the 2014 or 2008 Schemes. The enhancement shall not exceed three quarters of the number of years between the initial ill health retirement and the member’s Normal Pension Age, less the number of years of active membership since the initial ill health retirement; and

- members covered by regulation 20(13) of the LGPS (Benefits, Membership and Contributions) Regulations 2007 (minimum ill health enhancement for those who were active members before 1 April 2008, were aged 45 or over at that time, have been in continuous membership since then, and have not already received any benefits in respect of that membership) will continue to have a minimum benefit underpin, calculated in accordance with regulation 12(1) of the LGPS (Transitional Provisions, Savings and Amendment) Regulations 2014 [SI 2014/525].

7. In order to calculate the amount of ill health enhancement, assumed pensionable pay (APP) will need to be calculated by the employer when terminating an active member’s employment on the grounds of ill health with a Tier 1 or Tier 2 ill health pension. The same applies where an active member dies in service, or where a Tier 3 ill health pension is awarded which is subsequently changed to a Tier 1 or Tier 2 ill health pension following an appeal or changed to a Tier 2 pension following the 18 month review of a Tier 3 pension or following a request for a review made by the scheme member at any time up to 3 years after the Tier 3 pension has been suspended.

The APP figure is calculated as follows:

a) calculate the average of the pensionable pay for the 12 complete weekly pay periods, or for monthly paid employees, 3 complete monthly pay periods prior to the date of leaving after removing any

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1 Administering authorities will wish to add a question to the pension application form to be completed by the member asking whether, for member’s being retired with a Tier 1 ill health pension, the member is already in receipt of an enhanced ill health pension from the LGPS in England or Wales from another, earlier, employment.

2 Administering authorities will wish to add a question to the pension application form to be completed by the member asking whether, for member’s being retired with a Tier 2 ill health pension, the member is already in receipt of an enhanced Tier 1 or Tier 2 ill health pension from the LGPS in England or Wales from another, earlier, employment.
lump sums, but including any assumed pensionable pay already credited in and relating to those 12 weeks / 3 months. Note that the calculation can include pensionable pay paid prior to 1 April 2014 (i.e. where the 12 weeks / 3 months goes back beyond 1 April 2014). If so, the pre 1 April 2014 pensionable to be included is pensionable pay as defined under the 2008 Scheme. If 12 complete weeks / 3 months do not exist, use whatever number of complete periods are available;

b) gross up the figure in (a) to an annual figure;

The employer can then add back into APP any lump sums paid in the 12 months prior to the date of leaving if the employer, at its sole discretion, determines there is a 'reasonable expectation' that such a payment would be paid on a regular basis.

Where the Independent Registered Medical Practitioner (IRMP) certifies that the member was working reduced contractual hours during the relevant 12 week / 3 month period as a consequence of ill health, the APP figure is to be calculated on the pay the member would have received during the relevant pay periods if they had not been working reduced hours. Note that there is no equivalent of this latter adjustment to APP where the person dies in service rather than being retired on health grounds.

8. Where a member is awarded a Tier 3 ill health pension:

- there is no enhancement (only the member's accrued pension is payable)
- the member must inform the (former) employer of any employment which is commenced whilst the Tier 3 pension is in payment
- the member must answer any reasonable enquiries made by the (former) employer about such employment including enquiries about the hours worked and pay
- the Tier 3 pension must cease if the (former) employer determines the member is in gainful employment (being employment of 30 hours or more per week that is likely to endure for at least 12 months) or fails to answer any reasonable enquiries made by the (former) employer
- if payment of the pension has not already ceased, the (former) employer must review payment of the Tier 3 pension after it has been in payment for 18 months and must obtain a certificate from an Independent Registered Medical Practitioner (who can be the same Independent Registered Medical Practitioner who provided the certificate for the initial Tier 3 ill health retirement) as to whether, and if so when, the member will be likely to be capable of undertaking gainful employment
- following an 18 month review the (former) employer may
  o cease payment; or
o continue payment for any period up to a total period of 3 years (or to the member’s Normal Pension, if earlier); or

o award a Tier 2 ill health pension if the (former) employer is satisfied that the member is permanently incapable of discharging efficiently the duties of the employment the member held with the (former) employer and is either
  a) unlikely to be capable of undertaking gainful employment before their Normal Pension Age, or
  b) unlikely to be capable of undertaking gainful employment within 3 years of leaving but is likely to be able to undertake such employment before reaching their Normal Pension Age

and should inform the member and the appropriate Pension Fund administering authority of their decision.

It should be noted that any Tier 3 ill health pension awarded under the 2008 Scheme continues to be subject to the 2008 Scheme regulations.

9. At any time whilst a Tier 3 ill health pension is in payment the member can request that the (former) employer considers moving the member to Tier 2. The (former) employer can make a determination to move the member to Tier 2, payable from the date of the determination, if the (former) employer is satisfied, having obtained a further certificate from an Independent Registered Medical Practitioner (who can be the same Independent Registered Medical Practitioner who provided the certificate for the initial Tier 3 ill health retirement), that the member is permanently incapable of discharging efficiently the duties of the employment the member held with the (former) employer and is either

  a) unlikely to be capable of undertaking gainful employment before their Normal Pension Age, or
  b) unlikely to be capable of undertaking gainful employment within 3 years of leaving but is likely to be able to undertake such employment before reaching their Normal Pension Age.

10. When payment of a Tier 3 ill health pension is ceased the member becomes a “deferred pensioner member”. That ‘suspended’ pension is payable from the member’s Normal Pension Age unless:

- the member elects to defer payment to a date no later than their 75th birthday (payable at an increased rate on account of the delayed payment in accordance with actuarial guidance issued by the Secretary of State); or
- the member elects for payment on or after age 55 and before their Normal Pension Age (reduced on account of the early payment in accordance with actuarial guidance issued by the Secretary of State, although the (former) employer can agree, at their discretion, to waive any reduction); or
within 3 years of the Tier 3 ill health pension ceasing, the (former) employer makes a determination to move the member to Tier 2, payable from the date of the determination, if the (former) employer is satisfied, having obtained a further certificate from an Independent Registered Medical Practitioner (who can be the same Independent Registered Medical Practitioner who provided the certificate for the initial Tier 3 ill health retirement), that the member is permanently incapable of discharging efficiently the duties of the employment the member held with the (former) employer and is either:

a) unlikely to be capable of undertaking gainful employment before their Normal Pension Age, or
b) unlikely to be capable of undertaking gainful employment within 3 years of leaving but is likely to be able to undertake such employment before reaching their Normal Pension Age;

or

following a request received from the member before their Normal Pension Age, the (former) employer is satisfied, having obtained a further certificate from an Independent Registered Medical Practitioner (who can be the same Independent Registered Medical Practitioner who provided the certificate for the initial Tier 3 ill health retirement and who has been authorised by the Pension Fund administering authority), that as a result of ill health or infirmity of mind or body, the member is unlikely to be capable of undertaking gainful employment before their Normal Pension Age (in which case the ‘suspended’ pension is brought back into payment at an unenhanced rate).

11. The change in the wording of the regulations governing ill health retirement has necessitated an amendment to the ill health certificates to be used by Independent Registered Medical Practitioners for ill health retirements from April 2014. The sample ill health certificates included in Circular 266 of January 2013 and Circular 266B of March 2013 should cease to be used for ill health retirements, Tier 3 reviews and deferred pensions into payment (in England and Wales) from April 2014. Sample ill health certificates for use in England and Wales for such cases from April 2014 (together with, for completeness, the certificates for Scotland, even though these have not changed) are attached to this Circular and are listed below. It should be noted, however, that employers in England and Wales will be able to use an ‘old’ certificate obtained from an Independent Registered Medical Practitioner before 1 April 2014 where the retirement occurs on or after that date.

**England and Wales**

- ill health retirement certificate for current employees [see page 15]

- ill health certificate for a deferred beneficiary who ceased membership as an employee on or after 1 April 2014 [see page 20]
- ill health certificate for a deferred beneficiary who ceased membership as an employee between 1 April 2008 and 31 March 2014 [see page 24]

- ill health certificate for a deferred beneficiary who ceased membership as an employee between 1 April 1998 and 31 March 2008 [see page 28]

- ill health certificate for a deferred beneficiary who ceased membership as an employee prior to 1 April 1998 [see page 32]

- ill health retirement certificate for current councillors [see page 36]

- ill health certificate for a deferred councillor member [see page 41]

- 3rd tier ill health retirement review certificate for a current 3rd tier pensioner where the cessation of employment occurred after 31 March 2014 – review taking place 18 months after date of cessation of employment (and before normal pension age)³ [see page 45]

- 3rd tier ill health retirement review certificate for a suspended 3rd tier pensioner where the cessation of employment occurred after 31 March 2014 – review taking place at the request of the member whilst the 3rd tier pension is in payment or within 3 years after payment of the 3rd tier pension has been discontinued (and before normal retirement age) [see page 49]

- 3rd tier ill health retirement review certificate for a suspended 3rd tier pensioner where the cessation of employment occurred after 31 March 2014 – review taking place 3 or more years after the date of cessation of the 3rd tier pension (and before normal pension age)³ [see page 53]

- 3rd tier ill health retirement review certificate for a current 3rd tier pensioner where the cessation of employment occurred before 1 April 2014 – review taking place 18 months after date of cessation of employment (and before normal retirement age)³ [see page 56]

³ Note that there is no statement on this form to determine whether or not a member being moved from tier 3 to tier 2 meets, for the purpose of the annual allowance test, the severe ill health condition under section 229 of the Finance Act 2004. This is because there is no ‘Pension Input Amount’ where the move from tier 3 to tier 2 occurs in a ‘Pension Input Period’ following the one of retirement.
- 3rd tier ill health retirement review certificate for a suspended 3rd tier pensioner where the cessation of employment occurred before 1 April 2014 – review taking place within 3 years of date of cessation of the 3rd tier pension (and before normal retirement age) [3][see page 60]

- 3rd tier ill health retirement review certificate for a suspended 3rd tier pensioner where the cessation of employment occurred before 1 April 2014 – review taking place 3 or more years after the date of cessation of the 3rd tier pension (and before normal retirement age) [3][see page 65]

Scotland

- ill health retirement certificate for current employees and councillors [see page 68]

- ill health certificate for a deferred beneficiary who ceased membership as an employee or councillor on or after 1 April 2009 [see page 73]

- ill health certificate for a deferred beneficiary who ceased membership as an employee or councillor between 1 April 1998 and 31 March 2009 [see page 78]

- ill health certificate for a deferred beneficiary who ceased membership as an employee prior to 1 April 1998 [see page 82]

12. Administering authorities may want to use the sample certificates as the basis for the certificates they wish employers in their Fund to use.

13. Employers should not use the sample certificates without checking with their Pension Fund administering authority. This is because the administering authority may well have their own certificates / forms which they wish employers in their Fund to use.

Exclusions

14. It should be noted that the sample certificates do not, due to the small number of cases involved, cover the following two situations:

i) Active members with an added years’ contract

Similarly, by virtue of regulation 2 and Schedule 1 of the LGPS (Transitional Provisions) (Scotland) Regulations 2008, regulation 82 of the LGPS (Scotland) Regulations 1998 Regulations has not been revoked.

This means that where an active member has an added years’ contract, that contract will be deemed to have been fully paid for if the member meets the old definition of ill health retirement\(^4\) under regulation 27 of the LGPS Regulations 1997 or regulation 26 of the LGPS (Scotland) Regulations 1998.

The effect of this is that:

- a member who meets the old ill health definition under regulation 27 of the LGPS Regulations 1997 or regulation 26 of the LGPS (Scotland) Regulations 1998 but who does not meet the ill health definition in regulation 35 of the LGPS Regulations 2013 or regulation 20 of the LGPS (Benefits, Membership and Contributions) (Scotland) Regulations 2008 will be deemed to have completed payment of the added years’ contract but will not be entitled to an ill health pension under the 2013 or 2008 Regulations

- a member who does not meet the old ill health definition under regulation 27 of the LGPS Regulations 1997 or regulation 26 of the LGPS (Scotland) Regulations 1998 but who does meet the ill health definition in regulation 35 of the LGPS Regulations 2013 or regulation 20 of the LGPS (Benefits, Membership and Contributions) (Scotland) Regulations 2008 will not be deemed to have completed payment of the added years’ contract (they will only be entitled to the proportion they had paid for) but they will be entitled to an ill health pension under the 2013 or 2008 Regulations

- a member who meets the ill health definition under the 1997 or 1998 Regulations and under the 2013 or 2008 Regulations will be

\(^4\) i.e. the member leaves a local government employment by reason of being “permanently incapable” of discharging efficiently the duties of that employment or any other “comparable employment” with his/her employing authority because of ill-health or infirmity of mind or body; where:

“Comparable employment” means employment in which, when compared with the member’s employment:

- the contractual provisions as to capacity either are the same or differ only to an extent that is reasonable given the nature of the member’s ill-health or infirmity of mind or body; and
- the contractual provisions as to place, remuneration, hours of work, holiday entitlement, sickness or injury entitlement and other material terms do not differ substantially from those of the member’s employment; and

“permanently incapable” means that the member will, more likely than not, be incapable, until, at the earliest, his/her 65th birthday.
deemed to have completed payment of the added years’ contract and will be entitled to an ill health pension under the 2013 or 2008 Regulations.

Due to the small number of cases involved, the sample certificates for current active members do not include a relevant question to cover cases where the member has an added years’ contract. Where the member does have an added years’ contract, the employer should ask the Independent Registered Medical Practitioner (IRMP) for a view on whether or not the member also meets the old ill health definition under regulation 27 of the LGPS Regulations 1997 or, in Scotland, regulation 26 of the LGPS (Scotland) Regulations 1998.

All of the regulations referred to above may be viewed at:

http://timeline.lge.gov.uk/regidx.html - England and Wales
http://timeline.lge.gov.uk/scot/scotregidx.htm - Scotland

ii) Retrospective ill health retirements – leavers between 1 April 1998 and 31 March 2008 under the LGPS Regulations 1997 or between 1 April 1998 and 31 March 2009 under the LGPS (Scotland) Regulations 1998

Under regulation 27 of the LGPS Regulations 1997 or regulation 26 of the LGPS (Scotland) Regulations 1998 a member only had to have left employment because of permanent ill health or infirmity of mind or body; they did not have to be dismissed because of permanent ill health or infirmity of mind or body.

The LGPC Secretariat is aware that there are some cases where a person may have simply resigned rather than soldier on, or resigned because they did not want their employer to know that they were ill, and so the employer did not necessarily realise the member should have been considered for an ill health retirement and, in consequence, a deferred benefit was awarded. The member may, at some later date, make a decision to ask for their deferred benefits to be paid on the grounds of permanent ill health and it is at that stage where it might become apparent that the member should actually have been awarded an ill health pension at the date of leaving.

That was why the Secretariat included boxes B3 and B4 on the old sample certificate in Circular 221 for deferred members in England and Wales who left between 1 April 1998 and 31 March 2008 (so that, where relevant, the case could retrospectively be dealt with as an ill health retirement where the member would have met the permanent ill health definition at the date of leaving, based on the medical evidence that would have been discoverable at the date of leaving).

However, now we are nearly 6 years beyond the last date that a person could have left under the 1997 Regulations (and nearly 16 years beyond
when a person could have first left under the 1997 Regulations) the equivalent of boxes B3 and B4 in the old sample certificate in Circular 221 for deferred members in England and Wales who left between 1 April 1998 and 31 March 2008 has not been included in the current sample certificate for such leavers. No equivalent has been included, either, in the sample certificate for deferred beneficiaries in Scotland who left between 1 April 1998 and 31 March 2009. This is on the grounds that the vast majority of such members who apply for their deferred benefit to be brought into payment on health grounds will not have left originally because of permanent ill health. If, however, the person claims to have been permanently ill at the time of leaving and was not seen by an Independent Registered Medical Practitioner at that time, the employer can now ask the Independent Registered Medical Practitioner whether the person would have met the permanent ill health definition under the 1997 or 1998 Regulations at the date of leaving (based on the medical evidence that would have been discoverable at the date of leaving) and, if so, award an ill health pension.

Definitions

15. Unless stated otherwise within the Circular, the following words / phrases contained in this Circular have the meaning prescribed below:

2 year qualifying service criteria
To meet the 2 year qualifying service criteria:

a) the member must have spent 2 years as an active member of the LGPS in England or Wales; or

b) the member must have transferred into the LGPS in England or Wales pension rights from a different occupational pension scheme (or from a European pensions institution) and the length of service in respect of benefits in that scheme was 2 or more years; or

c) the aggregate of the period the person has spent as an active member of the LGPS in England or Wales and of a different occupational pension scheme or European Pensions Institution in respect of which a transfer value payment has been accepted, is 2 or more years; or

d) the member has transferred pension rights into the LGPS in England or Wales from a pension scheme or arrangement that does not permit a refund of contributions to the member (e.g. from a personal pension scheme or stakeholder pension scheme); or

e) the member has paid National Insurance contributions whilst an active member and ceases active membership after the end of the tax year preceding that in which the member attains pensionable age (i.e. age 60 for a female or age 65 for a male) if the member has a Guaranteed Minimum Pension (GMP) accrued prior to 6 April 1997 or, in any other case, State Pension Age; or

f) the member already holds a deferred benefit under the LGPS in England or Wales or is in receipt of a pension from the LGPS in England or Wales (other than a survivor’s pension or pension credit member’s pension); or
g) a transfer value payment has been made from the LGPS in England or Wales in respect of the member to a qualifying recognised overseas pension scheme.

(Former) Employer
This means the employer the member worked for before cessation of active membership on the grounds of ill health (or the Pension Fund administering authority if that employer has since ceased to be a Scheme employer).

Gainful employment
Gainful employment means paid employment for not less than 30 hours in each week for a period of not less than 12 months.

Independent Registered Medical Practitioner (IRMP)
IRMP means an independent registered medical practitioner who is registered with the General Medical Council and either holds a diploma in occupational health medicine (D Occ Med) or an equivalent qualification issued by a competent authority in an EEA state (within the meaning given by section 55(1) of the Medical Act 1983); or is an Associate, a Member or a Fellow of the Faculty of Occupational Medicine or an equivalent institution of an EEA state.

Normal Pension Age (NPA)
Normal Pension Age (NPA) means the member’s Normal Pension Age under the 2014 Scheme which is linked to the member’s State Pension Age (SPA) but with a minimum of age 65.

State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then increase to 66 for both men and women from December 2018 to October 2020. Under the Pensions Act 2007 the State pension age is due to rise to 67 by April 2036 and to 68 by April 2046. The Chancellor of the Exchequer announced in the Autumn Statement 2013 that the Government intends to introduce legislation under which the SPA will be reviewed every Parliament. Based on the principle that people should expect to spend, on average, up to one third of their adult life in receipt of the State pension, this implies that the increase in State pension age to age 68 is likely to come forward from the current date of 2046 to the mid-2030s, and that the State pension age is likely to increase further to 69 by the late 2040s.


Permanently incapable
Permanently incapable means that the member will, more likely than not, be incapable until, at the earliest, the member’s Normal Pension Age.
Actions for administering authorities

16. Administering authorities in England and Wales may wish copy this Circular to employers in their Fund or bring the Circular to the attention of employers by directing them to the Circular on the LGA website.

Terry Edwards
Senior Pensions Adviser
March 2014
Example Medical Certificate for a Current Employee – England and Wales

Part A: To be completed by the employer

Surname of employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer:

Place of work:

Nature of employment (job description and full information on requirements of the job are attached):

Hours of employment (i.e. whole-time or part-time and, if part-time, show proportion of whole-time hours or weeks):

Has the employee been working reduced contractual hours and had reduced pensionable pay as a consequence of the reduction in working hours due to their ill health or infirmity or mind or body? Yes / No * (If ‘Yes’, please attach a statement providing background details e.g. factors that led to the reduction in hours, number of hours by which the employee’s hours were reduced, date(s) reduction(s) in hours occurred. This is to assist the registered medical practitioner when answering questions B8/B9).

(*delete as appropriate)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, the employee named in Part A

☐ B1: IS ☐ B2: IS NOT

suffering from a condition that, more likely than not, renders him / her permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body

If B2 has been ticked please move to Part D of this form, otherwise please tick B3 or B4.

I certify that, because of that ill health or infirmity of mind or body, the employee

☐ B3: IS ☐ B4: IS NOT

immediately capable of undertaking (3) any gainful employment (4).

If B3 has been ticked please move to Part D of this form, otherwise please indicate which one of the following (boxes B5 to B7) applies.

I certify that, in my opinion, as a result of that ill health or infirmity the employee named in Part A:

☐ B5: IS LIKELY to be capable of undertaking (3) gainful employment (4) within the next three years (or before his / her normal pension age (5), if earlier). (TIER 3)

OR

☐ B6: IS UNLIKELY to be capable of undertaking (3) any gainful employment (4) within the next three years but IS LIKELY to be capable of undertaking gainful employment (4) at some time thereafter and before his / her normal pension age (5). (TIER 2)

OR

☐ B7: IS UNLIKELY to be capable of undertaking (3) gainful employment (4) before his / her normal pension age (5). (TIER 1)
If B6 or B7 have been ticked and the employee has been working reduced contractual hours and had reduced pensionable pay as a consequence of the reduction in working hours (as indicated by the employer in Part A) please tick B8 or B9

I certify that, in my opinion, the employee named in Part A

☐ B8: IS ☐ B9: IS NOT

in part-time service and working reduced contractual hours wholly or partly as a result of the ill health or infirmity of mind or body that has caused him / her to be permanently incapable of discharging efficiently the duties of his / her employment.

Part C: To be completed by the approved registered medical practitioner. Severe ill health test statement - as required by HMRC.

If B5, B6 or B7 have been ticked I further certify that, in my opinion, the employee

☐ B10: DOES ☐ B11: DOES NOT satisfy the following statement:

As a result of his / her ill health or infirmity, the employee is unable to continue in his / her current job and is unlikely to be capable of taking on any other paid work in any capacity, otherwise than to an insignificant extent (6) before State pension age (7). (Note: the answer to this question is used to determine whether or not the person could be subject to a tax charge in accordance with the annual allowance test under the Finance Act 2004).

Please now complete Part D.

Part D: General statement to be completed by the approved (1) 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 registered with the General Medical Council

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

(* delete as appropriate)
AND I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

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

........................................................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

(** the guidance document is available at http://www.lgpsregs.org/index.php/dclg-publications/dclg-stat-guidance)

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 the Pension Fund administering authority.
(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their ‘normal pension age’ – see (5).
(3) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the person’s ability to undertake gainful employment.
(4) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s current employment.
(5) ‘Normal pension age’ means the employee’s individual State pension age at the time the employment is to be terminated, but with a minimum of age 65. For a full breakdown of individual State pension ages please see http://www.pensionsadvisoryservice.org.uk/state-pensions/known-your-state-pension-age
(6) ‘Insignificant extent’ means, for example, that the person could undertake voluntary work or unpaid work where out of pocket expenses are reimbursed or small amounts of travelling or subsistence payments are made. Any paid work should be insignificant, for example it should be infrequent or only for a few days during the year and the payment must be small in amount, not just as a proportion of the pay or salary they are earning in their current job.
(7) State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018
onwards. To determine and individual’s State pension age please go to http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age

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- **General – notes for employers**

If B2 or B3 have been ticked, this means that the employee does not, in the medical opinion of the approved registered medical practitioner, meet the criteria for an ill health pension under the LGPS.

If B1, B4 and B5 have been ticked, this means that the employee, in the medical opinion of the approved registered medical practitioner, meets the criteria for a tier 3 ill health pension under the LGPS.

If B1, B4 and B6 have been ticked, this means that the employee, in the medical opinion of the approved registered medical practitioner, meets the criteria for a tier 2 ill health pension under the LGPS.

If B1, B4 and B7 have been ticked, this means that the employee, in the medical opinion of the approved registered medical practitioner, meets the criteria for a tier 1 ill health pension under the LGPS.

The opinion given by the approved registered medical practitioner does not, in itself, give entitlement or otherwise to an ill health award. Nor should the medical practitioner indicate to the employee that such an award will or will not be made. It is for the employer to make the formal ill health award determination.

If B8 has been ticked (i.e. the employee is in part-time service and working reduced contractual hours wholly or partly as a result of the ill health or infirmity of mind or body that has caused him / her to be permanently incapable of discharging efficiently the duties of his / her employment) the employer can calculate the assumed pensionable pay upon which the member’s enhancement to benefits is to be calculated as if the reduction in contractual hours and pay had not occurred.

If B10 has been ticked this means that there is no 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 March 2014 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 current employee by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 36 of the Local Government Pension Scheme Regulations 2013 and for the purposes of section 229(4) of the Finance Act 2004.
**Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee on or after 1 April 2014 – England and Wales.**

<table>
<thead>
<tr>
<th>Part A: To be completed by the former Scheme employer</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Surname of former employee:</strong></td>
</tr>
<tr>
<td><strong>Forenames:</strong></td>
</tr>
<tr>
<td><strong>Mr / Mrs / Miss / Ms</strong></td>
</tr>
<tr>
<td><strong>Date of birth:</strong></td>
</tr>
<tr>
<td><strong>NI Number:</strong></td>
</tr>
<tr>
<td><strong>Home address:</strong></td>
</tr>
</tbody>
</table>

Employer at date of becoming a deferred Scheme member:

Position (post title) at date of becoming a deferred Scheme member:

Nature of employment at date of becoming a deferred Scheme member**:

Date ceased to be an active Scheme member:

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: IS  ☐ B2: IS NOT

permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment 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, please tick B3 or B4

I certify that, in my opinion, as a result of their ill health or infirmity, the person named in Part A

☐ B3: IS  ☐ B4: IS NOT

unlikely to be capable of undertaking (3) gainful employment (4) before reaching normal pension age (5), or for at least three years, whichever is the sooner.

If B4 has been ticked please move to Part C of this form.

If B3 has been ticked and the person named in Part A is under age 55, please tick B5 or B6 (otherwise please move to Part C of this form).

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

☐ B5: IS  ☐ B6: IS NOT

permanently incapable by reason of disability caused by physical or mental infirmity of engaging in any regular full-time employment.

Please now complete Part C.

Part C: General statement to be completed by the approved (1) registered medical practitioner.

I am registered with the General Medical Council

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
AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

………………………………………………………………     Date: ………

Signature of independent registered medical practitioner

…………………………………………………………………..

Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)
(** the guidance document is available at http://www.lgpsregs.org/index.php/dclg-publications/dclg-stat-guidance)

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 the Pension Fund administering authority.

(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal pension age - see (5).

(3) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(4) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment which gave rise to the deferred benefits in the Local Government Pension Scheme.

(5) ‘Normal pension age’ means the employee’s individual State pension age at the time the deferred benefit is to be brought into payment, but with a minimum of age 65. State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018 onwards. To determine and individual’s State
pension age please go to http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age

General – notes for employers

If B2 or B4 have 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 and B3 have 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 employer to make the formal award determination.

These notes were up-to-date when this form was updated in March 2014 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 member by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 36 of the Local Government Pension Scheme Regulations 2013.
### Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee on or after 1 April 2008 and before 1 April 2014 – England and Wales.

<table>
<thead>
<tr>
<th>Part A: To be completed by the former Scheme employer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Surname of former employee:</td>
</tr>
<tr>
<td>Forenames:</td>
</tr>
<tr>
<td>Mr / Mrs / Miss / Ms*</td>
</tr>
<tr>
<td>Date of birth:</td>
</tr>
<tr>
<td>NI Number:</td>
</tr>
<tr>
<td>Home address:</td>
</tr>
</tbody>
</table>

Employer at date of becoming a deferred Scheme member:

Position (post title) at date of becoming a deferred Scheme member:

Nature of employment at date of becoming a deferred Scheme member**:

Date ceased to be an active Scheme member:

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: WAS ☐ B2: WAS NOT

at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment 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, please tick B3 or B4

I certify that, in my opinion, as a result of their ill health or infirmity, the person named in Part A

☐ B3: DOES ☐ B4: DOES NOT

have a reduced likelihood of being capable of undertaking (3) other gainful employment (4) within three years of the date of application shown in Part A or, if earlier, before normal retirement age (5).

If B4 has been ticked please move to Part C of this form.

If B3 has been ticked:

I certify that the date the person first became permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment which gave rise to the deferred benefits in the Local Government Pension Scheme and met the criteria in B3, based on evidence available at that time, was -

B5: [Enter date] ☐

(Note: the date entered can be earlier than, and need not correspond with, the date of the person’s application for early payment of deferred benefits, as shown in Part A, and will be used as the date from which the deferred pension benefits will be brought into payment).

If B3 has been ticked and the person named in Part A is under age 55 at the date entered in B5, please tick B6 or B7 (otherwise please move to Part C of this form).

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

☐ B6: IS ☐ B7: IS NOT
permanently incapable by reason of disability caused by physical or mental infirmity of engaging in any regular full-time employment and, if B6 has been ticked, the date from which he / she became so incapable was -

B8: [Enter date]

(Note: a date entered at B8 can be the same as, or later than, the date entered at B5 and is used to determine the date from which the pension should be increased under Pensions Increase legislation).

Please now complete Part C.

Part C: General statement to be completed by the approved (1) registered medical practitioner.

I am registered with the General Medical Council

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

AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

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

..........................................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

..........................................................................................

(* delete as appropriate)
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 the Pension Fund administering authority.

(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal retirement age - see (5).

(3) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(4) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment which gave rise to the deferred benefits in the Local Government Pension Scheme.

(5) ‘Normal retirement age’ means age 65 [apart from in the case of a small number of protected members who have a normal retirement age of 60 e.g. employees who were transferred to local government from the Learning and Skills Council for England on 1 April 2010].

General – notes for employers

If B2 or B4 have 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 and B3 have 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 employer to make the formal award determination.

These notes were up-to-date when this form was updated in March 2014 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 member by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 31 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 (as amended) and regulation 56 of the Local Government Pension Scheme (Administration) Regulations 2008 (as amended).
**Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee on or after 1 April 1998 and before 1 April 2008 – England and Wales.**

### Part A: To be completed by the former Scheme employer

Surname of former employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date of becoming a deferred Scheme member:

Position (post title) at date of becoming a deferred Scheme member:

Nature of employment at date of becoming a deferred Scheme member**:

Date ceased to be an active Scheme member:

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach a copy of the job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: WAS ☐ B2: WAS NOT

at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment 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

☐ B3: WAS ☐ B4: WAS NOT

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 any regular full-time employment. (Note: the answer to this question is used to determine whether the pension should be immediately increased under Pensions Increase legislation).

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

I certify (3) that, in my opinion, the person named in Part A

☐ B5: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this
☐ is not aware of this

☐ B6: IS NOT exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.

Part C: General statement to be completed by the approved (1) 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.

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

.................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp (Optional)

(* delete as appropriate)
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 the Pension Fund administering authority.

(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their 65th birthday (age 70 in the case of former coroners).

(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.gmc-uk.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 employer 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 March 2014 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 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.
Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee before 1 April 1998 – England and Wales.

**Part A: To be completed by the former Scheme employer**

Surname of former employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date of becoming a deferred Scheme member:

Position (post title) at date of becoming a deferred Scheme member:

Nature of employment at date of becoming a deferred Scheme member**:

Date ceased to be an active Scheme member:

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach a copy of the job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: IS ☐ B2: IS NOT

on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment 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:

I certify that the date the person became permanently incapable (2) was -

B3: [Enter date] and that this was discoverable at that time based on evidence available at that time.

(Note: the date entered can be earlier than, and need not correspond with, the date of the person’s application for early payment of deferred benefits, as shown in Part A, and will be used as the date from which the pension benefits will be payable).

If B1 has been ticked and the person named in Part A is under age 55 at the date entered in B3, please tick B4 or B5

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

☐ B4: IS ☐ B5: IS NOT

permanently incapable by reason of disability caused by physical or mental infirmity of engaging in any regular full-time employment and, if B4 has been ticked, the date from which he / she became so incapable was -

B6: [Enter date]

(Note: a date entered at B6 can be the same as, or later than, the date entered at B3 and is used to determine the date from which the pension should be increased under Pensions Increase legislation).
If B1 has been ticked, please also tick B7 or B8

I certify (3) that, in my opinion, the person named in Part A

☐ B7: IS exceptionally ill, with a life expectancy of less than 1 year and
   ☐ is aware of this
   ☐ is not aware of this

☐ B8: IS NOT exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.

Part C: General statement to be completed by the approved (1) 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.

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

.................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

.................................................................

(* delete as appropriate)
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 the Pension Fund administering authority.

(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their 65th birthday (age 70 in the case of former coroners).

(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.gmc-uk.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 employer to make the formal award determination.

If B7 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 March 2014 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 member by an independent, approved, duly qualified registered medical practitioner in accordance with regulation D11 of the Local Government Pension Scheme Regulations 1995 (as amended) and for the purposes of section 229(4) of the Finance Act 2004.
**Example Medical Certificate for a Current Councillor – England and Wales.**

<table>
<thead>
<tr>
<th>Part A: To be completed by the authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>Surname of councillor:</td>
</tr>
<tr>
<td>Forenames:</td>
</tr>
<tr>
<td>Mr / Mrs / Miss / Ms*</td>
</tr>
<tr>
<td>Date of birth:</td>
</tr>
<tr>
<td>NI Number:</td>
</tr>
<tr>
<td>Home address:</td>
</tr>
</tbody>
</table>

Authority:

Nature of office: Councillor (full description of the requirements of the role are attached)

(*delete as appropriate)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, the Councillor named in Part A

☐ B1: IS ☐ B2: IS NOT

suffering from a condition that, on the balance of probabilities, renders him / her permanently incapable (2) of discharging efficiently the duties of his / her office as a councillor with his / her authority because of ill health or infirmity of mind or body.

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

If B1 has been ticked, please tick B3 or B4

I certify (5) that, in my opinion, the Councillor named in Part A

☐ B3: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this

☐ is not aware of this

☐ B4: IS NOT exceptionally ill and has a life expectancy of 1 year or more

After ticking B3 or B4 please move to Part C.

Part C: To be completed by the approved (1) registered medical practitioner. Severe ill health test statement - as required by HMRC.

If B1 has been ticked I further certify that, in my opinion, the Councillor

☐ B5: DOES ☐ B6: DOES NOT satisfy the following statement:

As a result of his / her ill health or infirmity, the councillor is unable to continue in his / her current office and is unlikely to be capable of taking on any other paid work in any capacity, otherwise than to an insignificant extent (3) before State pension age (4).

(Note: the answer to this question is used to determine whether or not the person could be subject to a tax charge in accordance with the annual allowance test under the Finance Act 2004).

Please now complete Part D.
Part D: General statement to be completed by the approved (1) 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 Councillor named in Part A, the authority 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.

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

.................................................................  
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp  
(Optional)

.................................................................  

(* delete as appropriate)
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 the Pension Fund administering authority.

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

(3) ‘Insignificant extent’ means, for example, that the person could undertake voluntary work or unpaid work where out of pocket expenses are reimbursed or small amounts of travelling or subsistence payments are made. Any paid work should be insignificant, for example it should be infrequent or only for a few days during the year and the payment must be small in amount, not just as a proportion of the pay or salary they are earning in their current job.

(4) State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018 onwards. To determine and individual’s State pension age please go to http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age

(5) 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.gmc-uk.org/about/legislation/medical_act.asp#2

General – notes for employers

If B2 has been ticked, the Councillor does not, in the medical opinion of the approved registered medical practitioner, meet the criteria for an ill health pension under the LGPS.

If B1 has been ticked, the Councillor does, in the medical opinion of the approved registered medical practitioner, meet the criteria for an ill health pension under the LGPS.

The opinion given by the approved registered medical practitioner does not, in itself, give entitlement or otherwise to an ill health award. Nor should the medical practitioner indicate to the councillor that such an award will or will not be made. It is for the employing authority to make the formal ill health award determination.

If B3 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 there is no 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.

If B5 has been ticked this means that there is no 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 March 2014 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 current 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.
Example Medical Certificate for a Deferred Councillor Member – England and Wales.

Part A: To be completed by the former authority

Surname of former councillor:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employing authority at date of becoming a deferred Scheme member:

Position at date of becoming a deferred Scheme member: Councillor**

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

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: WAS ☐ B2: WAS NOT

at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable (2), 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

☐ B3: WAS ☐ B4: WAS NOT

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 any regular full-time employment. (Note: the answer to this question is used to determine whether the pension should be immediately increased under Pensions Increase legislation).

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

I certify (3) that, in my opinion, the person named in Part A

☐ B5: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this

☐ is not aware of this

☐ B6: IS NOT exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.

Part C: General statement to be completed by the approved 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 authority 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.

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

.................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)
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 the Pension Fund administering authority.

(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.gmc-uk.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 March 2014 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.
**Example 3**

*3rd Tier Ill Health Retirement Review Certificate for a Current 3rd Tier Pensioner where the cessation of employment occurred after 31 March 2014 – England and Wales – Review taking place 18 months after the date of cessation of employment (and before normal pension age (1)).*

<table>
<thead>
<tr>
<th>Part A: To be completed by the employer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Surname of employee:</td>
</tr>
<tr>
<td>Forenames:</td>
</tr>
<tr>
<td>Mr / Mrs / Miss / Ms*</td>
</tr>
<tr>
<td>Date of birth:</td>
</tr>
<tr>
<td>NI Number:</td>
</tr>
<tr>
<td>Home address:</td>
</tr>
<tr>
<td>Employer at date became a tier 3 ill health pensioner:</td>
</tr>
<tr>
<td>Position (post title) at date became a tier 3 ill health pensioner:</td>
</tr>
<tr>
<td>Nature of employment at date became a tier 3 ill health pensioner**:</td>
</tr>
<tr>
<td>Date of leaving:</td>
</tr>
</tbody>
</table>

The person named above was, at the date of cessation of their former position, certified as being permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although not immediately capable at that time of undertaking other gainful employment (3), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal pension age (1), if earlier). He / she was awarded a short-term, reviewable, 3rd tier pension. It is now necessary to review, in accordance with regulation 37 of the Local Government Pension Scheme Regulations 2013, whether, and if so when, will be likely to be capable of undertaking of undertaking (5) gainful employment (3).

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (4) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, having considered their ill health or infirmity, the person named in Part A

☐ B1: IS STILL LIKELY to be capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A (or by their normal pension age (1), if earlier)

☐ B2: IS UNLIKELY to be capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A but is likely to be able to undertake (5) gainful employment (3) at some point thereafter and is permanently incapable (2) of discharging efficiently the duties of the employment they were undertaking at the date of leaving shown in Part A and which gave rise to the tier 3 ill health pension.

If B2 has been ticked please move to Part C of this form.
If B1 has been ticked, please tick B3 or B4 then move to Part C of this form.

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

☐ B3: IS CURRENTLY capable of undertaking (5) gainful employment (3).

☐ B4: IS NOT CURRENTLY capable of undertaking (5) gainful employment (3) but is likely to be able to do [ ] [Enter a date up to a maximum of the day preceding the third anniversary of the date of leaving shown in section A].

Part C: General statement to be completed by the approved (4) registered medical practitioner.

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

I am registered with the General Medical Council

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

AND
I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

Date: ........................

Signature of independent registered medical practitioner (6)

Printed name of independent registered medical practitioner (6)

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)

(** the guidance document is available at http://www.lgpsregs.org/index.php/dclg-publications/dclg-stat-guidance)

Explanatory notes to accompany certificate

Meaning of terms used

(1) ‘Normal pension age’ means the employee’s individual State pension age at the time the deferred benefit is to be brought into payment, but with a minimum of age 65. State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018 onwards. To determine and individual’s State pension age please go to http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age

(2) ‘Permanently incapable’ means that the person is, more likely than not, incapable of discharging efficiently the duties of their former employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal pension age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment.

(4) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not have to be a different independent registered medical practitioner to the one who originally certified the scheme member’s permanent incapacity at the date of leaving i.e. the same practitioner can sign this certificate too.
General – notes for employers

If B1 and B3 are ticked, the former employer can determine to cease payment of the pension (or can determine to continue payment, for so long as the person is not in gainful employment (3), up to a maximum period of 3 years from the date of leaving shown in Part A or to the date the person attains normal pension age (1), if earlier).

If B1 and B4 are ticked, the former employer can determine to continue payment, for so long as the person is not in gainful employment (3), up to the date the independent registered medical practitioner has said that the person is likely to be capable of undertaking gainful employment (3) or to the date the person attains normal pension age (1), if earlier (or can determine cease payment of the pension; or can determine to continue payment, for so long as the person is not in gainful employment (3), up to a maximum period of 3 years from the date of leaving shown in Part A or to the date the person attains normal pension age (1), if earlier).

If B2 has been ticked the former employer can determine to award an enhanced (tier 2) ill health pension, payable from the date of their determination. If they do so, there is no pension input amount for the purposes of the annual allowance test under the Finance Act.

The opinion given by the approved registered medical practitioner does not, in itself, determine the cessation or otherwise of a benefit under the LGPS. Nor should the medical practitioner indicate to the individual that a benefit under the LGPS will or will not be payable. It is for the former employing authority to make the formal determination.

These notes were up-to-date when this form was updated in March 2014 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 by an independent, approved, duly qualified registered medical practitioner in respect of a 3rd tier pensioner whose pension is currently in payment in accordance with regulation 37 of the Local Government Pension Scheme Regulations 2013.
Example 3rd Tier Ill Health Retirement Review Certificate for a Suspended 3rd Tier Pensioner where the cessation of employment occurred after 31 March 2014 – England and Wales – Review taking place at the request of the member whilst the 3rd tier pension is in payment or within 3 years after payment of the 3rd tier pension has been discontinued (and before normal retirement age (1)).

Part A: To be completed by the employer

Surname of employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date became a tier 3 ill health pensioner:

Position (post title) at date became a tier 3 ill health pensioner:

Nature of employment at date became a tier 3 ill health pensioner**:

Date of leaving:

Date tier 3 pension was originally discontinued (if appropriate)*:

Date member asked for case to be reviewed:

The person named above was, at the date of cessation of their former position, certified as being permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although not immediately capable at that time of undertaking other gainful employment (3), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal pension age (1), if earlier). He / she was awarded a short-term, reviewable, tier 3 pension and has made a request, either whilst the tier 3 ill health pension is still in payment or within 3 years of it being discontinued, for the employer to determine whether or not to move him / her to a tier 2 ill health pension. It is therefore now necessary to determine, in accordance with regulation 37(10) of the Local Government Pension Scheme Regulations 2013, whether the person can, due to the medical condition that resulted in the original award of a tier 3 ill health pension, be uplifted to a tier 2 ill health pension.

(*delete as appropriate)
(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (4) registered medical practitioner.

Please tick either B1 or B2.

I certify that, in my opinion, having considered their ill health or infirmity, the person named in Part A

☐ B1: IS / WAS LIKELY to be capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A (or by their normal pension age (1), if earlier)

☐ B2: IS UNLIKELY to be capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A but is likely to be able to undertake (5) gainful employment (3) at some point thereafter and is permanently incapable (2) of discharging efficiently the duties of the employment they were undertaking at the date of leaving shown in Part A and which gave rise to the tier 3 ill health pension.

If B1 has been completed, please move to Part D.
If B2 has been completed, please move to Part C if, and only if, the form is being completed within the same Scheme year (ending 31st March) that the person named in Part A ceased employment (as shown in Part A); otherwise, please move to Part D.

Part C: Severe ill health test statement - as required by HMRC.

I further certify that, in my opinion, the employee

☐ B10: DOES ☐ B11: DOES NOT satisfy the following statement:

As a result of his / her ill health or infirmity, the employee is unlikely to be capable of taking on any other paid work in any capacity, otherwise than to an insignificant extent (6) before State pension age (7).
(Note: the answer to this question is used to determine whether or not the person could be subject to a tax charge in accordance with the annual allowance test under the Finance Act 2004).

Please now complete Part D.

Part D: General statement to be completed by the approved (4) registered medical practitioner.

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

I am registered with the General Medical Council
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
As associate, a Member or a Fellow of the Faculty of Occupational Medicine or of an equivalent institution in an EEA State
AND
I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

---------------------------------------------------------------------------------------- Date: ....................
Signature of independent registered medical practitioner (6)
----------------------------------------------------------------------------------------
Printed name of independent registered medical practitioner (6)

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)

(** the latest version of the guidance document is available at

Explanatory notes to accompany certificate

Meaning of terms used

(1) ‘Normal pension age’ means the employee’s individual State pension age at the time the deferred benefit is to be brought into payment, but with a minimum of age 65. State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018 onwards. To determine and individual’s State pension age please go to http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age

(2) ‘Permanently incapable’ means that the person is, more likely than not, incapable of discharging efficiently the duties of their employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal pension age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment.

(4) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not have to be a different independent registered medical practitioner to the one who originally certified the scheme member’s permanent incapacity at the date of leaving i.e. the same practitioner can sign this certificate too.

----------------------------------------------------------------------------------------
### General – notes for employers

If B1 is ticked, the member does not, in the independent registered medical practitioner’s opinion, satisfy the requirements to be uplifted to a tier 2 ill health pension.

If B2 is ticked, the member does, in the independent registered medical practitioner’s opinion, satisfy the requirements to be uplifted to a tier 2 ill health pension and the former employer can determine to award an enhanced (tier 2) ill health pension, payable from the date of their determination.

If B2 has been ticked and the former employer determines to award an enhanced (tier 2) ill health pension, payable from the date of their determination, there is no pension input amount for the purposes of the annual allowance test under the Finance Act 2004 and Pensions Increase will be payable under the Pensions (Increase) Act 1971 even if the member is under age 55.

The opinion given by the approved registered medical practitioner does not, in itself, determine whether the suspended pension is brought back into payment or is uplifted to tier 2. Nor should the medical practitioner indicate to the individual that a benefit under the LGPS will be payable. It is for the former employing authority to make the formal determination.

If the person is not capable, due to the medical condition that resulted in the original award of a tier 3 ill health pension, of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A and is permanently incapable (2) of undertaking any gainful employment (3) before his / her normal retirement age (1), regulation 37 of the Local Government Pension Scheme Regulations 2013 does not permit a tier 1 ill health pension to be awarded. Where a tier 3 ill health pension was originally awarded the person would, in order to obtain a tier 1 ill health pension, have to have made a successful appeal under the Internal Dispute Resolution Procedure with the appeal being launched within 6 months of initially being notified of the award of a tier 3 ill health pension (or such longer period as the person hearing the appeal considers appropriate).

These notes were up-to-date when this form was updated in March 2014 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.

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This is a medical certificate provided by an independent, approved, duly qualified registered medical practitioner in respect of a 3rd tier pensioner who, in accordance with regulation 37 of the Local Government Pension Scheme Regulations 2013, has requested a review, whilst the 3rd tier pension is in payment or within 3 years after payment of the 3rd tier pension has been discontinued (and before normal retirement age), to determine whether or not the person meets the criteria to be uplifted to a tier 2 pension.
Example 3rd Tier Ill Health Retirement Review Certificate for a Suspended 3rd Tier Pensioner where the cessation of employment occurred after 31 March 2014 – England and Wales – Review taking place 3 or more years after the date of cessation of the 3rd tier pension (and before normal retirement age (1)).

Part A: To be completed by the employer

Surname of employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date became a tier 3 ill health pensioner:

Position (post title) at date became a tier 3 ill health pensioner:

Nature of employment at date became a tier 3 ill health pensioner**:

Date of leaving:

Date member asked for early payment of suspended 3rd tier ill health pension:

The person named above was, at the date of cessation of their former position, certified as being permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body and that, although not immediately capable at that time of undertaking other gainful employment (3), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal pension age (1), if earlier). He / she was awarded a short-term, reviewable, 3rd tier pension which was subsequently suspended. The person has applied for early reinstatement of the suspended pension and so it is now necessary, in accordance with regulation 38 of the Local Government Pension Scheme Regulations 2013, to determine whether he / she is unlikely to be capable of undertaking (5) gainful employment (3) before his / her normal pension age (1).

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (4) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, having considered their ill health or infirmity, the person named in Part A

☐ B1: IS LIKELY to be capable of undertaking (5) gainful employment (3) before his / her normal pension age (1)

☐ B2: IS UNLIKELY to be capable of undertaking (5) gainful employment (3) before his / her normal pension age (1).

Please now complete Part C.

Part C: General statement to be completed by the approved (4) registered medical practitioner.

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

I am registered with the General Medical Council

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

AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

................................................................. Date: .....................
Signature of independent registered medical practitioner (6)

.................................................................
Printed name of independent registered medical practitioner (6)

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)

(**the guidance document is available at http://www.lgpsregs.org/index.php/dclg-publications/dclg-stat-guidance)
Explanatory notes to accompany certificate

Meaning of terms used

(1) ‘Normal pension age’ means the employee’s individual State pension age at the
time the deferred benefit is to be brought into payment, but with a minimum of
age 65. State pension age is currently age 65 for men. State pension age for
women is currently being increased to be equalised with that for men. Women’s
State pension age will reach 65 by November 2018. The State pension age will
then begin to increase further for both men and women from December 2018
onwards. To determine and individual’s State pension age please go to
http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-
pension-age

(2) ‘Permanently incapable’ means that the person was, more likely than not,
incapable of discharging efficiently the duties of their employment with the
employer because of ill health or infirmity of mind or body until, at the earliest,
their normal pension age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each
week for a period of not less than 12 months. It does not have to be employment
that is commensurate in terms of pay and conditions with that of the person’s
former employment.

(4) The independent registered medical practitioner signing the certificate must have
been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the
person’s capability of undertaking gainful employment based solely on the effect
the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not
have to be a different independent registered medical practitioner to the one who
originally certified the scheme member’s permanent incapacity at the date of
leaving i.e. the same practitioner can sign this certificate too.

General – notes for employers

If B1 is ticked, the 3rd tier ill health pension remains suspended as, in the independent
registered medical practitioner’s opinion, the member does not satisfy the requirements
to have it brought back into payment.

If B2 is ticked, the employer can determine to bring the suspended 3rd tier ill health
pension back into payment from the date they so determine. Pensions Increase will be
payable under the Pensions (Increase) Act 1971 even if the member is under age 55.

The opinion given by the approved registered medical practitioner does not, in itself,
determine whether the suspended pension is brought back into payment. Nor should
the medical practitioner indicate to the individual that a benefit under the LGPS will be
payable. It is for the former employing authority to make the formal determination.

These notes were up-to-date when this form was updated in March 2014 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 by an independent, approved, duly qualified registered medical
practitioner in respect of a 3rd tier pensioner whose pension is currently suspended and who requests
early reinstatement on health grounds in accordance with regulation 38 of the Local Government Pension
Scheme Regulations 2013.
**Example 3**: Third Tier Ill Health Retirement Review Certificate for a Current Third Tier Pensioner where the cessation of employment occurred before 1 April 2014 – England and Wales – Review taking place 18 months after the date of cessation of employment (and before normal retirement age (1)).

<table>
<thead>
<tr>
<th>Part A: To be completed by the employer</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Surname of employee:</strong></td>
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<tr>
<td><strong>Forenames:</strong></td>
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<tr>
<td><strong>Mr / Mrs / Miss / Ms</strong>*</td>
</tr>
<tr>
<td><strong>Date of birth:</strong></td>
</tr>
<tr>
<td><strong>NI Number:</strong></td>
</tr>
<tr>
<td><strong>Home address:</strong></td>
</tr>
<tr>
<td><strong>Employer at date became a tier 3 ill health pensioner:</strong></td>
</tr>
<tr>
<td><strong>Position (post title) at date became a tier 3 ill health pensioner:</strong></td>
</tr>
<tr>
<td><strong>Nature of employment at date became a tier 3 ill health pensioner</strong>:</td>
</tr>
<tr>
<td><strong>Date of leaving:</strong></td>
</tr>
</tbody>
</table>

The person named above was, at the date of cessation of their former position, certified as being, on the balance of probabilities, permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although having a reduced likelihood of being capable of undertaking other gainful employment (3) before their normal retirement age (1), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal retirement age (1), if earlier). He / she was awarded a short-term, reviewable, 3rd tier pension. It is now necessary to review, in accordance with regulation 20 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007, whether he / she is still capable of undertaking (5) gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal retirement age (1), if earlier).

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (4) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, having considered their ill health or infirmity, the person named in Part A

☐ B1: IS STILL ☐ B2: IS NOT

likely to be capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A (or by their normal retirement age (1), if earlier). (Note: the answer to this question is used purely to determine whether the former employer can determine to uplift the person from a tier 3 to a tier 2 benefit at the 18 month review).

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

If B1 has been ticked, please tick B3, B4 or B5

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

☐ B3: IS STILL suffering from the condition that rendered him / her, at the date of ceasing employment, permanently incapable (2) of discharging efficiently the duties of his / her employment because of ill health or infirmity of mind or body and, as a result of that condition, he / she still has a reduced likelihood of being capable of undertaking (5) any gainful employment (3) before reaching his / her normal retirement age (1).

☐ B4: IS STILL suffering from the condition that rendered him / her, at the date of ceasing employment, permanently incapable (2) of discharging efficiently the duties of his / her employment because of ill health or infirmity of mind or body but, as a result of that condition, he / she does not now have a reduced likelihood of being capable of undertaking (5) any gainful employment (3) before reaching his / her normal retirement age (1).

☐ B5: IS NOT STILL suffering from the condition that rendered him / her, at the date of ceasing employment, permanently incapable (2) of discharging efficiently the duties of his / her employment because of ill health or infirmity of mind or body.

If B3, B4 or B5 have been ticked, please tick B6 or B7, then complete Part C

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

☐ B6: IS currently capable of undertaking (5) gainful employment (3).

☐ B7: IS NOT currently capable of undertaking (5) gainful employment (3).
Part C: General statement to be completed by the approved (4) registered medical practitioner.

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

I am registered with the General Medical Council

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

AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

………………………………………………………………     Date: ………………
Signature of independent registered medical practitioner (6)
…………………………………………………………………..
Printed name of independent registered medical practitioner (6)
Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)

Explanatory notes to accompany certificate

Meaning of terms used

(1) ‘Normal retirement age’ means age 65 [apart from in the case of a small number of protected members who have a normal retirement age of 60 e.g. employees who were transferred to local government from the Learning and Skills Council for England on 1 April 2010].

(2) ‘Permanently incapable’ means that the person was, more likely than not, incapable of discharging efficiently the duties of their employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal retirement age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of
the person’s former employment.

(4) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not have to be a different independent registered medical practitioner to the one who originally certified the scheme member’s permanent incapacity at the date of leaving i.e. the same practitioner can sign this certificate too.

General – notes for employers

If B2 is ticked, the former employer can determine to award an enhanced (2\textsuperscript{nd} tier) ill health pension, payable from the date of their determination.

If B2 has been ticked and the former employer determines to award an enhanced (2\textsuperscript{nd} tier) ill health pension, payable from the date of their determination, there is no pension input amount for the purposes of the annual allowance test under the Finance Act.

If B3 or B4 or B5 and B6 have been ticked, the 3\textsuperscript{rd} tier ill health pension will cease to be payable.

If B3 or B4 or B5 and B7 have been ticked, the 3\textsuperscript{rd} tier ill health pension will continue in payment but must cease after it has been in payment for three years (unless the person reaches normal retirement age \((1)\) before then or the pension is stopped before then upon the person obtaining gainful employment).

The opinion given by the approved registered medical practitioner does not, in itself, determine the cessation or otherwise of a benefit under the LGPS. Nor should the medical practitioner indicate to the individual that a benefit under the LGPS will or will not be payable. It is for the former employing authority to make the formal determination.

*These notes were up-to-date when this form was updated in March 2014 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.*
Example 3rd Tier Ill Health Retirement Review Certificate for a Suspended 3rd Tier Pensioner where the cessation of employment occurred before 1 April 2014 – England and Wales – Review taking place within 3 years of the date of cessation of the 3rd tier pension (and before normal retirement age (1)).

Part A: To be completed by the employer

Surname of employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date became a tier 3 ill health pensioner:

Position (post title) at date became a tier 3 ill health pensioner:

Nature of employment at date became a tier 3 ill health pensioner**:

Date of leaving:

Date member asked for case to be reviewed:

The person named above was, at the date of cessation of their former position, certified as being, on the balance of probabilities, permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although having a reduced likelihood of being capable of undertaking other gainful employment (3) before their normal retirement age (1), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal retirement age (1), if earlier). He / she was awarded a short-term, reviewable, 3rd tier pension which was subsequently suspended. It is now necessary to determine, in accordance with regulation 20(11) of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 and within 3 years of the 3rd tier pension being suspended, whether the person can, due to the medical condition that resulted in the original award of a tier 3 ill health pension, be uplifted to a tier 2 pension and, if not, whether in accordance with regulation 31(7) of those Regulations, the person can have the tier 3 pension brought back into payment due to a medical condition other than that which resulted in the original award of a tier 3 ill health pension.

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
**Part B: To be completed by the approved (4) registered medical practitioner.**

The questions in this part relate to whether or not the person can, due to the medical condition that resulted in the original award of a tier 3 ill health pension, be uplifted to a tier 2 pension in accordance with regulation 20(11) of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007.

**Please tick either B1 or B2.**

I certify that, in my opinion, and having regard only to the medical condition that resulted in the original award of a tier 3 ill health pension, the person named in Part A

- □ B1: **IS / HAS BEEN** capable of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A (or by their normal retirement age (1), if earlier), or

- □ B2: **IS NOT / HAS NOT BEEN** capable, due to the medical condition that resulted in the original award of a Tier 3 ill health pension, of undertaking (5) gainful employment (3) within three years of the date of leaving shown in Part A but is likely to be capable of undertaking gainful employment (3) before his / her normal retirement age (1)

If B1 has been ticked, please complete Part C.
If B2 has been ticked, please complete Part D.

**Part C: To be completed by the approved (4) registered medical practitioner.**

The questions in this part relate to whether or not the person can, due to a medical condition other than that which resulted in the original award of a tier 3 ill health pension, have the suspended tier 3 ill health pension brought back into payment in accordance with regulation 31(7) of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007.

**Please tick either B3 or B4.**

I certify that, in my opinion, and having regard to a medical condition other than that which resulted in the original award of a tier 3 ill health pension, the person named in Part A

- □ B3: **IS NOT** permanently incapable of undertaking (5) any gainful employment (3) before his / her normal retirement age (1)

- □ B4: **IS** permanently incapable of undertaking (5) any gainful employment (3) before his / her normal retirement age (1) and that the date he / she became so incapable, based on evidence available at that time, was:

  [Enter date]  
  (Note: the date entered can be earlier than, and need not correspond with, the date the person asked for the case to be reviewed, as shown in Part A, and will be used as the date from which the suspended tier 3 pension will be brought into payment).
Please now complete Part D.

**Part D: General statement to be completed by the approved (4) registered medical practitioner.**

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

I am registered with the General Medical Council

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

AND

I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.


........................................................................................................ Date: ................

Signature of independent registered medical practitioner (6)


........................................................................................................

Printed name of independent registered medical practitioner (6)


Registered medical practitoner’s / company’s official stamp

(Optional)


(* delete as appropriate)


**Explanatory notes to accompany certificate**

**Meaning of terms used**

(1) ‘Normal retirement age’ means age 65 [apart from in the case of a small number of protected members who have a normal retirement age of 60 e.g. employees who were transferred to local government from the Learning and Skills Council for England on 1 April 2010].

(2) ‘Permanently incapable’ means that the person was, more likely than not, incapable of discharging efficiently the duties of their employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal retirement age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment.
(4) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not have to be a different independent registered medical practitioner to the one who originally certified the scheme member’s permanent incapacity at the date of leaving i.e. the same practitioner can sign this certificate too.

General – notes for employers

If B1 and B3 are ticked, the 3rd tier ill health pension remains suspended as the member does not satisfy the requirements to have it brought back into payment.

If B2 is ticked, the former employer can determine to award an enhanced (2nd tier) ill health pension, payable from the date of their determination.

If B1 and B4 are ticked, the employer can bring the suspended 3rd tier ill health pension back into payment from the date the person became permanently incapable of undertaking any gainful employment.

If B2 has been ticked and the former employer determines to award an enhanced (2nd tier) ill health pension, payable from the date of their determination, or B4 has been ticked and the suspended tier 3 pension is brought back into payment, there is no pension input amount for the purposes of the annual allowance test under the Finance Act 2004.

If B2 or B4 have been ticked, Pensions Increase will be payable under the Pensions (Increase) Act 1971 even if the member is under age 55.

The opinion given by the approved registered medical practitioner does not, in itself, determine whether the suspended pension is brought back into payment or is uplifted to tier 2. Nor should the medical practitioner indicate to the individual that a benefit under the LGPS will be payable. It is for the former employing authority to make the formal determination.

If the person is not capable, due to the medical condition that resulted in the original award of a tier 3 ill health pension, of undertaking gainful employment (3) within three years of the date of leaving shown in Part A and is permanently incapable (2) of undertaking any gainful employment (3) before his / her normal retirement age (1), neither regulation 20 nor regulation 31 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 (as amended) permit a tier 1 ill health pension to be awarded. Where a tier 3 ill health pension was originally awarded the person would, in order to obtain a tier 1 ill health pension, have to have made a successful appeal under the Internal Dispute Resolution Procedure with the appeal being launched within 6 months of initially being notified of the award of a tier 3 ill health pension (or such longer period as the person hearing the appeal considers appropriate).
These notes were up-to-date when this form was updated in March 2014 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 by an independent, approved, duly qualified registered medical practitioner in respect of a 3rd tier pensioner whose pension is not currently in payment, in accordance with regulation 20 or 31 of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 (as amended) and regulation 56 of the Local Government Pension Scheme (Administration) Regulations 2008 (as amended).
**Example 3**

| Tier III Health Retirement Review Certificate for a Suspended Tier Pensioner where the cessation of employment occurred before 1 April 2014 – England and Wales – Review taking place 3 or more years after the date of cessation of the Tier III tier pension (and before normal retirement age (1)). |

**Part A: To be completed by the employer**

Surname of employee:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date became a tier 3 ill health pensioner:

Position (post title) at date became a tier 3 ill health pensioner:

Nature of employment at date became a tier 3 ill health pensioner**:

Date of leaving:

Date member asked for early payment of suspended Tier III tier ill health pension:

The person named above was, at the date of cessation of their former position, certified as being, on the balance of probabilities, permanently incapable (2) of discharging efficiently the duties of his / her employment with his / her employer because of ill health or infirmity of mind or body, and that, although having a reduced likelihood of being capable of undertaking other gainful employment (3) before their normal retirement age (1), it was nevertheless likely that he / she would be capable of undertaking gainful employment (3) within 3 years of the date of cessation of employment (or by his / her normal retirement age (1), if earlier). He / she was awarded a short-term, reviewable, Tier III tier pension which was subsequently suspended. It is now necessary to determine, in accordance with regulation 31(7) of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations 2007 whether he / she is permanently incapable of undertaking any gainful employment (3) before his / her normal retirement age (1).

(*delete as appropriate)

(** please give full description of the requirements of the job and / or attach copy of job description if available)
Part B: To be completed by the approved (4) registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, having considered their ill health or infirmity, the person named in Part A

☐ B1: IS NOT permanently incapable of undertaking (5) any gainful employment (3) before his / her normal retirement age (1)

☐ B2: IS permanently incapable of undertaking (5) any gainful employment (3) before his / her normal retirement age (1) and that the date he / she became so incapable, based on evidence available at that time, was:

[Enter date]                                      (Note: the date entered can be earlier than, and need not correspond with, the date the person asked for the case to be reviewed, as shown in Part A, and will be used as the date from which the suspended tier 3 pension will be brought into payment).

Please now complete Part C.

Part C: General statement to be completed by the approved (4) registered medical practitioner.

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

I am registered with the General Medical Council
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
AND
I have given due regard to the guidance issued by the Secretary of State when completing this certificate**.

........................................................................................................... Date: ....................
Signature of independent registered medical practitioner (6)
...........................................................................................................
Printed name of independent registered medical practitioner (6)

Registered medical practitioner’s / company’s official stamp
(Optional)

(* delete as appropriate)
(** the guidance document, and the supplementary guidance document, are available from the table at
Explanatory notes to accompany certificate

Meaning of terms used

(1) ‘Normal retirement age’ means age 65 [apart from in the case of a small number of protected members who have a normal retirement age of 60 e.g. employees who were transferred to local government from the Learning and Skills Council for England on 1 April 2010].

(2) ‘Permanently incapable’ means that the person was, more likely than not, incapable of discharging efficiently the duties of their employment with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal retirement age – see (1).

(3) ‘Gainful employment’ means paid employment for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment.

(4) The independent registered medical practitioner signing the certificate must have been approved for this purpose by the Pension Fund administering authority.

(5) The independent registered medical practitioner is providing an opinion on the person’s capability of undertaking gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(6) The independent registered medical practitioner signing the certificate does not have to be a different independent registered medical practitioner to the one who originally certified the scheme member’s permanent incapacity at the date of leaving i.e. the same practitioner can sign this certificate too.

General – notes for employers

If B1 is ticked, the 3rd tier ill health pension remains suspended as the member does not satisfy the requirements to have it brought back into payment.

If B2 is ticked, the employer can bring the suspended 3rd tier ill health pension back into payment from the date the person became permanently incapable of undertaking any gainful employment. Pensions Increase will be payable under the Pensions (Increase) Act 1971 even if the member is under age 55.

The opinion given by the approved registered medical practitioner does not, in itself, determine whether the suspended pension is brought back into payment. Nor should the medical practitioner indicate to the individual that a benefit under the LGPS will be payable. It is for the former employing authority to make the formal determination.

These notes were up-to-date when this form was updated in March 2014 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.
<table>
<thead>
<tr>
<th>Example Medical Certificate for a Current Employee or Councillor – Scotland</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Part A: To be completed by the employer</strong></td>
</tr>
<tr>
<td>Surname of employee / councillor:</td>
</tr>
<tr>
<td>Forenames:</td>
</tr>
<tr>
<td>Mr / Mrs / Miss / Ms*</td>
</tr>
<tr>
<td>Date of birth:</td>
</tr>
<tr>
<td>NI Number:</td>
</tr>
<tr>
<td>Home address:</td>
</tr>
<tr>
<td>Employer:</td>
</tr>
<tr>
<td>Place of work:</td>
</tr>
<tr>
<td>Nature of employment / office (job description and full information on requirements of the job are attached):</td>
</tr>
<tr>
<td>Hours of employment, if an employee (i.e. whole-time or part-time and, if part-time, show proportion of whole-time hours or weeks):</td>
</tr>
<tr>
<td>(*delete as appropriate)</td>
</tr>
</tbody>
</table>
Part B: To be completed by the approved registered medical practitioner.

Please tick either B1 or B2

I certify that, in my opinion, the employee / Councillor named in Part A

☐ B1: IS ☐ B2: IS NOT

suffering from a condition that, on the balance of probabilities, renders him / her permanently incapable of discharging efficiently the duties of his / her employment or office with his / her employer because of ill health or infirmity of mind or body.

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

If B1 has been ticked I certify, in my opinion, either:

☐ B3: As a result of his / her ill health or infirmity, there is no reasonable prospect of the employee / Councillor named in Part A being capable of obtaining gainful employment before normal retirement age.

OR

☐ B4: Despite his / her ill health or infirmity, there is a reasonable prospect of the employee / Councillor named in Part A being capable of obtaining gainful employment before normal retirement age.

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

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

☐ B5: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this

☐ is not aware of this

☐ B6: IS NOT exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.
Part C: To be completed by the approved (1) registered medical practitioner. Severe ill health test statement - as required by HMRC.

If B1 has been ticked I further certify that, in my opinion, the employee / Councillor

☐ B7: DOES  ☐ B8: DOES NOT satisfy the following statement:

As a result of his / her ill health or infirmity, the employee / Councillor is unable to continue in his / her current job and is unlikely to be capable of taking on any other paid work in any capacity, otherwise than to an insignificant extent (6) before State pension age (7). (Note: the answer to this question is used to determine whether or not the person could be subject to a tax charge in accordance with the annual allowance test under the Finance Act 2004).

Please now complete Part D.

Part D: General statement to be completed by the approved (1) 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 employee / Councillor named in Part A, the 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

………………………………………………………………     Date: ………………

Signature of independent registered medical practitioner

…………………………………………………………………..

Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp

(Optional)

(* delete as appropriate)
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 the Pension Fund administering authority.

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

(3) The independent registered medical practitioner is providing an opinion on the person’s capability of obtaining gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

(4) ‘Gainful employment’ means paid employment (whether in local government or elsewhere) for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s current employment or office.

(5) ‘Normal retirement age’ means age 65 [apart from in the case of a number of protected members who have a normal retirement age of 60 i.e. employees who were transferred from the Scottish Legal Services Ombudsman to the Scottish Legal Complaints Commission, from the Scottish Administration to Learning and Teaching Scotland, from the SDS Scheme, or from the Scottish Administration to Social Care and Social Work Improvement Scotland].

(6) ‘Insignificant extent’ means, for example, that the person could undertake voluntary work or unpaid work where out of pocket expenses are reimbursed or small amounts of travelling or subsistence payments are made. Any paid work should be insignificant, for example it should be infrequent or only for a few days during the year and the payment must be small in amount, not just as a proportion of the pay or salary they are earning in their current job.

(7) State pension age is currently age 65 for men. State pension age for women is currently being increased to be equalised with that for men. Women’s State pension age will reach 65 by November 2018. The State pension age will then begin to increase further for both men and women from December 2018 onwards. To determine and individual’s State pension age please go to [http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age](http://www.pensionsadvisoryservice.org.uk/state-pensions/know-your-state-pension-age)

(8) 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.gmc-uk.org/about/legislation/medical_act.asp#2](http://www.gmc-uk.org/about/legislation/medical_act.asp#2)

General - notes for employers

If B2 has been ticked, this means that the employee / Councillor does not, in the medical opinion of the approved registered medical practitioner, meet the criteria for an ill health pension under the LGPS.

If B1 and B3 have been ticked, this means that the employee / Councillor, in the medical opinion of the approved registered medical practitioner, meets the criteria for a
If B1 and B4 have been ticked, this means that the employee / Councillor, in the medical opinion of the approved registered medical practitioner, meets the criteria for a tier 2 ill health pension under the LGPS.

The opinion given by the approved registered medical practitioner does not, in itself, give entitlement or otherwise to an ill health award. Nor should the medical practitioner indicate to the employee / Councillor that such an award will or will not be made. It is for the employer to make the formal ill health 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 there is no 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.

If B7 has been ticked this means that there is no 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 March 2014 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 current employee or councillor by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 20 of the Local Government Pension Scheme (Benefits, Membership and Contributions) (Scotland) Regulations 2008 (as amended) and regulation 52 of the Local Government Pension Scheme (Administration) (Scotland) Regulations 2008 (as amended) and for the purposes of section 229(4) of the Finance Act 2004.
Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee or councillor on or after 1 April 2009 – Scotland.

Part A: To be completed by the former Scheme employer

Surname of former employee / councillor:

Forenames:

Mr / Mrs / Miss / Ms*

Date of birth:

NI Number:

Home address:

Employer at date of becoming a deferred Scheme member:

Position (post title) at date of becoming a deferred Scheme member:

Nature of employment or office at date of becoming a deferred Scheme member**:

Date ceased to be an active Scheme member:

Date of application for early payment of deferred benefits:

(*delete as appropriate)

(** please give full description of the requirements of the job or office and / or attach a copy of the job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: WAS  ☐ B2: WAS NOT

at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment or office 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, please tick B3 or B4

I certify that, in my opinion, the ill health or infirmity of the person named in Part A

☐ B3: IS  ☐ B4: IS NOT

likely to prevent him / her from obtaining (3) other gainful employment (4), whether in local government or elsewhere, before normal retirement age (5).

If B3 has been ticked, please also tick B5 or B6

I certify (6) that, in my opinion, the person named in Part A

☐ B5: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this

☐ is not aware of this

☐ B6: IS NOT exceptionally ill and has a life expectancy of 1 year or more

If B3 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 B7 or B8 (otherwise please move to Part C of this form)

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

☐ B7: WAS  ☐ B8: WAS NOT

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 any regular full-time employment (7).

(Note: the answer to this question is used to determine whether the pension should be immediately increased under Pensions Increase legislation).
Please now complete Part C.

**Part C: General statement to be completed by the approved registered medical practitioner.**

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

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

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

…………………………………………………………………..
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Left)

(Delete as appropriate)
### 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 the Pension Fund administering authority.**

2. ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment or office with the employer because of ill health or infirmity of mind or body until, at the earliest, their normal retirement age – see (5).

3. The independent registered medical practitioner is providing an opinion on the person’s capability of obtaining gainful employment based solely on the effect the medical condition has on the ability to undertake gainful employment.

4. ‘Gainful employment’ means paid employment (whether in local government or elsewhere) for not less than 30 hours in each week for a period of not less than 12 months. It does not have to be employment that is commensurate in terms of pay and conditions with that of the person’s former employment or office which gave rise to the deferred benefits in the Local Government Pension Scheme.

5. ‘Normal retirement age’ means age 65 [apart from in the case of a number of protected members who have a normal retirement age of 60 i.e. employees who were transferred from the Scottish Legal Services Ombudsman to the Scottish Legal Complaints Commission, from the Scottish Administration to Learning and Teaching Scotland, from the SDS Scheme, or from the Scottish Administration to Social Care and Social Work Improvement Scotland].

6. 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.gmc-uk.org/about/legislation/medical_act.asp#2](http://www.gmc-uk.org/about/legislation/medical_act.asp#2).

7. The answer to this question will determine whether or not the pension will be immediately increased under Pensions Increase legislation. If B7 is ticked, the pension will be subject to immediate increase.

---

#### General – notes for employers

If B2 or B4 have 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 and B3 have 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
employer 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 March 2014 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 by an independent, approved, duly qualified registered medical practitioner in respect of a deferred member in accordance with regulation 31 of the Local Government Pension Scheme (Benefits, Membership and Contributions) (Scotland) Regulations 2008 (as amended) and regulation 52 of the Local Government Pension Scheme (Administration) (Scotland) Regulations 2008 (as amended) and for the purposes of section 229(4) of the Finance Act 2004.
**Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee or councillor on or after 1 April 1998 and before 1 April 2009 – Scotland.**

<table>
<thead>
<tr>
<th><strong>Part A: To be completed by the former Scheme employer</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Surname of former employee:</strong></td>
</tr>
<tr>
<td><strong>Forenames:</strong></td>
</tr>
<tr>
<td><strong>Mr / Mrs / Miss / Ms</strong>*</td>
</tr>
<tr>
<td><strong>Date of birth:</strong></td>
</tr>
<tr>
<td><strong>NI Number:</strong></td>
</tr>
<tr>
<td><strong>Home address:</strong></td>
</tr>
</tbody>
</table>

**Employer at date of becoming a deferred Scheme member:**

**Position (post title) at date of becoming a deferred Scheme member:**

**Nature of employment or office at date of becoming a deferred Scheme member**:

**Date ceased to be an active Scheme member:**

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

(*delete as appropriate)

(** please give full description of the requirements of the job or office and / or attach a copy of the job description if available)
Part B: To be completed by the approved registered medical practitioner.

Please tick either B1 or B2

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

☐ B1: WAS ☐ B2: WAS NOT

at the date of application for early payment of deferred benefits shown in Part A, and on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment or office 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

☐ B3: WAS ☐ B4: WAS NOT

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 any regular full-time employment. (Note: the answer to this question is used to determine whether the pension should be immediately increased under Pensions Increase legislation).

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

I certify (3) that, in my opinion, the person named in Part A

☐ B5: IS exceptionally ill, with a life expectancy of less than 1 year and

☐ is aware of this
☐ is not aware of this

☐ B6: IS NOT exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.

Part C: General statement to be completed by the approved registered medical practitioner.

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

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.

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

........................................................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

........................................................................................................

(* delete as appropriate)
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 the Pension Fund administering authority.

(2) ‘Permanently incapable’ means that the person will, more likely than not, be incapable of discharging efficiently the duties of their former employment or 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.gmc-uk.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 employer 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 March 2014 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 member by an independent, approved, duly qualified registered medical practitioner in accordance with regulation 96 of the Local Government Pension Scheme (Scotland) Regulations 1998 (as amended) and for the purposes of section 229(4) of the Finance Act 2004.
### Example Medical Certificate for a Deferred Beneficiary who ceased membership as an employee before 1 April 1998 – Scotland.

<table>
<thead>
<tr>
<th>Part A: To be completed by the former Scheme employer</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Surname of former employee:</strong></td>
</tr>
<tr>
<td><strong>Forenames:</strong></td>
</tr>
<tr>
<td>Mr / Mrs / Miss / Ms*</td>
</tr>
<tr>
<td><strong>Date of birth:</strong></td>
</tr>
<tr>
<td><strong>NI Number:</strong></td>
</tr>
<tr>
<td><strong>Home address:</strong></td>
</tr>
<tr>
<td><strong>Employer at date of becoming a deferred Scheme member:</strong></td>
</tr>
<tr>
<td><strong>Position (post title) at date of becoming a deferred Scheme member:</strong></td>
</tr>
<tr>
<td><strong>Nature of employment at date of becoming a deferred Scheme member</strong>:</td>
</tr>
<tr>
<td><strong>Date ceased to be an active Scheme member:</strong></td>
</tr>
<tr>
<td><strong>Date of application for early payment of deferred benefits:</strong></td>
</tr>
</tbody>
</table>

(*delete as appropriate)*

(** please give full description of the requirements of the job and / or attach a copy of the job description if available)
Part B: To be completed by the approved (1) registered medical practitioner.

Please tick either B1 or B2

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

\[ B1: \text{IS} \quad B2: \text{IS NOT} \]

on the balance of probabilities, permanently incapable (2), because of ill health or infirmity of mind or body, of discharging efficiently the duties of his / her former employment 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:

I certify that the date the person became permanently incapable (2) was

\[ B3: \text{[Enter date]} \]

and that this was discoverable at that time based on evidence available at that time.

(Note: the date entered can be earlier than, and need not correspond with, the date of the person’s application for early payment of deferred benefits, as shown in Part A, and will be used as the date from which the pension benefits will be payable).

If B1 has been ticked and the person named in Part A is under age 55 at the date entered in B3, please tick B4 or B5

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

\[ B4: \text{IS} \quad B5: \text{IS NOT} \]

permanently incapable by reason of disability caused by physical or mental infirmity of engaging in any regular full-time employment and, if B4 has been ticked, the date from which he / she became so incapable was

\[ B6: \text{[Enter date]} \]

(Note: a date entered at B6 can be the same as, or later than, the date entered at B3 and is used to determine the date from which the pension should be increased under Pensions Increase legislation).
If B1 has been ticked, please also tick B7 or B8

I certify (3) that, in my opinion, the person named in Part A

☐ B7: **IS** exceptionally ill, with a life expectancy of less than 1 year and
  ☐ is aware of this
  ☐ is not aware of this

☐ B8: **IS NOT** exceptionally ill and has a life expectancy of 1 year or more

Please now complete Part C.

**Part C: General statement to be completed by the approved (1) registered medical practitioner.**

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

.................................................................
Printed name of independent registered medical practitioner

Registered medical practitioner’s / company’s official stamp
(Optional)

.................................................................

(* delete as appropriate)
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