

To: ALL TEACHERS' PENSION SCHEME (TPS)
EMPLOYERS

October 2003

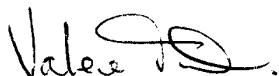
TEACHERS' PENSIONS LETTER 3/03

Dear Colleague

Retrospective Access to Occupational Pension Schemes by Part-time Workers ('Preston')

1. This Teachers' Pensions Letter is to update TPS employers about the arrangements for dealing with Employment Tribunal claims by part-time workers claiming unlawful exclusion from the Teachers' Pension Scheme (TPS). Although these arrangements only apply to employers who have claims lodged against them, this letter is being sent to all TPS employers.
2. Paragraph 9 of Teachers' Pension Letter 2/03 (issued September 2003) promised further information about the use of notional salaries etc to construct service records where information is no longer available or where the service claimed was remunerated on a flat-rate hourly basis. This will be a matter of joint agreement between the employer associations and staff side representatives and both parties expect to have the guidance ready in early November.
3. Employers were required to send a copy of Questionnaire 'Education1' to applicants whose claims fell within the "successful" and "not known" categories by 1st October..... The next stage of the process will be to examine completed Questionnaires and identify claims for which employers must send an offer letter containing settlement terms. **However, such claims should be held in abeyance** until a further Teachers' Pensions Letter is issued with further information on how to proceed.
4. The next Teachers' Pensions Letter will be timed to coincide with finalisation in early November of the agreement on notional salaries etc by the joint employer associations and staff side representatives. A 'standard' offer letter for employers to use for claims involving the TPS and guidance on the information to be included in the settlement terms will be provided with the Teachers' Pension Letter.

Yours sincerely



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