

**Public Sector Pensions Authority  
Amendments to the Public Sector Pensions Act  
2011  
May 2019**

1. The NASUWT welcomes the opportunity to comment on the Public Sector Pensions Authority's (PSPA)'s proposed amendments to the Public Sector Pensions Act 2011.
2. The NASUWT is the largest union exclusively representing teachers and headteachers in the Isle of Man.
3. The NASUWT notes that many of the proposals do not impact on the teachers' scheme. The NASUWT, therefore, limits its comments to proposed measures that could impact on its members.

**GENERAL COMMENTS**

4. The NASUWT notes the objective of the PSPA in regularly reviewing legislation to ensure that it remains efficient and fit for purpose.
5. The NASUWT also notes that the proposals are, in general, described as broadly administrative in nature. However, the consultation is not clear as to whether there would be any consequential impacts as a result of any of the proposals to bring all schemes into line with regard

to enacting amendments. An impact assessment is an essential prerequisite to any genuine consultation.

## **SPECIFIC COMMENTS**

### **Section 4**

6. The consultation document is not clear on whether there would be any consequential impacts of the proposals to bring all schemes into line with regard to enacting amendments, such as on requirements for consultation.
7. The NASUWT would not support the proposal that the Teachers' Scheme is amended using the same approach as other schemes, unless there is demonstrable evidence of no adverse impact arising from any changes.

### **Section 15**

8. The NASUWT has concerns around the proposal to change the process for 'administrative' amendments to one requiring negative resolution alone.
9. The NASUWT notes that the consultation document is limited in the examples of what an 'administrative' amendment could be.
10. The NASUWT further notes that the document states that the PSPA is seeking to put in place provisions which will differentiate between the two types of legislation. It is highly regrettable that further details of these provisions have not been provided in the consultation document.

11. The NASUWT would assert that amendments which are purely administrative in nature could still represent a significant change to the operation of a scheme.
12. The NASUWT would further assert that any change to a scheme should always be subject to full consultation with relevant stakeholders. It is not clear from the consultation document what impact, if any, this proposal would have on consultation requirements.
13. Given the lack of clarity around the proposal and its consequential effects, the NASUWT asserts that the current procedure requiring Tynwald approval of all amendments should remain in place.

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**General Secretary**

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