

Appendix 9



PAY POLICY STATEMENT FOR 2023/24

The national pay award effective from 1 April 2023 has not yet been determined. When it is, this statement will be updated.

INTRODUCTION

Source and scope of policy statement

This policy statement has been produced in accordance with Sections 38 to 43 of the Localism Act 2011 (the Act), which, from 2012 onwards, require local authorities to publish an annual statement of their policy for the relevant financial year in relation to:

- The remuneration of their most senior employees (which the Act defines as the Head of Paid Service (Chief Executive), the Monitoring Officer, the Chief Officers (or Corporate Directors), and the Deputy Chief Officers (i.e. Directors))
- The remuneration of their lowest-paid employees; and
- The relationship between the remuneration of the most senior employees and that of other employees.

The Secretary of State has produced guidance on the Act's provisions relating to openness and accountability in local pay, which local authorities must have regard to in preparing and approving their annual pay policy statements. The Council's statement takes full account of this guidance as well as the provisions of the Act.

It also takes account of:

- The Code of Recommended Practice for Local Authorities on Data Transparency, issued by the Department for Communities and Local Government in September 2011;
- Guidance issued by the Joint National Council (JNC) for Local Authority Chief Executives on pay policy statements, published in November 2011;
- Employment and equalities legislation affecting local authority employers, where relevant.

Status of policy statement

The pay policy statement will be reviewed on an annual basis.

The pay policy statement can be amended during the course of any financial year, but only by a resolution of the full Council. If it is amended during the year to which it relates, the revised version of the statement will be published as soon as reasonably possible after the amendment is approved by the Council.

The Localism Act specifically refers adoption of the Pay Statement to the Council as a responsibility it cannot discharge. It requires the statement to be approved before the end of the 31 March immediately preceding the financial year to which it relates i.e. it must be approved by a resolution of the authority before it comes into force. This is however not always possible as it dependent on the timing of settlement of the national Local Government pay awards.

The April 2022 national pay award was not settled until 1 November 2022 so the Pay Policy Statement approved at the meeting of the Council on 24 March 2022 needed to be updated with this statement. The pay award has been implemented in November pay, with back pay to 1 April 2022 or start date for those joining the District Council between 1 April and 31 October. The Chief Executives pay was agreed in December 2022 with back pay to April 2022.

Transparency and autonomy

The District Council recognises and welcomes the aim behind this pay policy statement to ensure that its approach to pay is accessible for all and to enable local people to take an informed view of whether local decisions on all aspects of remuneration are fair and make the best use of public funds.

It also welcomes the government's recognition that each local authority remains an individual employer in its own right, and, as such, has the autonomy to make decisions on pay that are appropriate to local circumstances and deliver value for money for local taxpayers.

This Statement is divided into seven sections:

- Section 1 Provides details of the remuneration of the District Council's senior officers.
- Section 2 Provides details of the remuneration of the District Council's lowest paid and other employees.
- Section 3 Shows the relationship of pay levels and provides comparative pay in accordance with requirements of the act.
- Section 4 Provides details of policies applied as appropriate across all categories of the District Council's employees.
- Section 5 Explains the basis of the District Council's decision making on remuneration.
- Section 6 Covers the Pay Policy period.
- Section 7 Details the District Council's commitment on publication and transparency.

SECTION 1: REMUNERATION OF THE COUNCIL'S SENIOR EMPLOYEES

REMUNERATION COVERED IN THIS SECTION OF THE POLICY

This section covers the Council's policies in relation to the remuneration of its senior employees, including:

- Its Chief Executive and Head of Paid Service;
- Its first tier officer i.e.
 - Corporate Director,
- Its second tier officers i.e.
 - Director of Resources (Section 151 Officer), Director of Corporate & Customer Services (Monitoring Officer), Director of Regeneration & Policy, Director of Regulatory Services, Director of Housing, Director of Community & Environmental Services.

1.2 CONTEXT

These senior employees are responsible for working with elected politicians to determine the overall strategic direction of the Council, to develop the scale, nature, efficiency and effectiveness of all the services provided by the Council, and to provide day-to-day management of those services.

1.3 OVERALL POLICY ON REMUNERATION FOR SENIOR ROLES

The District Council's overall approach to remuneration for its senior employees is based on:

- Compliance with equal pay, equalities and other relevant employment legislation, plus
- Ensuring that its overall remuneration packages align with market norms for the local government and public sectors, whilst at the same time, taking account of
- - Pay levels in the local area, including neighbouring public sector employers;
 - The responsibilities and accountabilities of particular posts which may be very demanding
 - The Collective Agreement that ensures the harmonisation of pay and working conditions.

The District Council seeks to maintain this overall approach by carefully monitoring pay data provided by the Joint National Councils (JNCs) for Chief Officers and Chief Executives, the Local Government Association/Employers, and other pay surveys.

In terms of pay differentials, the District Council recognises that the role of Chief Executive/Head of Paid Service leads the organisation's workforce and has the greatest level of accountability, and so warrants the highest pay level in the organisation.

At first tier level the District Council recognises this role is more demanding than others, and has identified those with a greater level of accountability through job evaluation and careful analysis of job demands and offers them levels of remuneration appropriate to their role.

Below this level, the District Council recognises that the demands on and accountabilities of different management roles vary considerably, and seeks to align pay levels with the relative importance and responsibilities of jobs using a process of job analysis and evaluation.

1.4 THE REMUNERATION OFFERED TO SENIOR EMPLOYEES

At Chief Executive and first and second tier levels, the District Council offers an annual salary, access to the Local Government Pension Scheme and a range of other benefits, as shown in the table at paragraph 4.

Annual salaries

Annual salary levels for senior employees are set in accordance with the overall principles set out in section 1.3 above. They consist of a grade range which is determined locally by the District Council. This grade range consists of a number of incremental salary points, through which employees may progress until the top of the grade is reached.

The staff salary ranges from 1 April 2022 were announced in November 2022, back dated to 1 April 2022 in line with the nationally agreed local government pay award for 2022/23. An award was made to the value of £1,925 on all points of scale.

The Chief Executives salary ranges from 1 April 2022 were announced in December 2022, back dated to 1 April 2022 in line with the nationally agreed local government pay award for 2022/23. An award was made to the value of £1,925.

- Chief Executive & Head of Paid Service: £106,501 to £112,903
- Corporate Director: £80,340 to £91,997
- Director - grade 17: £71,665 - £77,182
- Director - grade 16: £64,935- £69,916
- Director - grade 15: £58,851- £63,356
- Director - grade 14: £53,356- £57,428

Remuneration of Senior Employees/ Directors on Recruitment

The District Council's policy is that any newly appointed Director will start at the lowest pay point in the pay range for their job, other than when the particular skills and experience of the successful candidate merit a higher starting salary.

Pay awards

The salaries of senior employees will be increased in line with any pay increase agreed in the Joint National Councils (JNCs) for Chief Executives, Chief Officers or National Joint Council (NJC) for Local Government for all other staff.

“Earn back” pay

The District Council notes the suggestion in the Hutton Review of Fair Pay in the Public Sector, published in March 2011, for the introduction of “earn back” pay (a system where an element of a manager's pay is “at risk” if a certain level of performance) is not met. The introduction of “earn back” pay within the District Council's current pay systems, as a way of relating pay levels to performance, is not an approach that would be compatible with its current pay policy.

1.5 RE-ENGAGEMENT OF CHIEF OFFICERS

Re-engagement as employees or under a contract for services

It is the policy of the District Council not to re-employ former employees granted voluntary redundancy or any other enhanced severance package, including former Chief Officers or Directors. In exceptional cases, and only where there is a clear benefit to the District Council, such former employees may be re-engaged on a short term contract for service.

Employment of those in receipt of an LGPS pension

Where in the unlikely event that the District Council employs as a Chief Executive, Corporate Director or Director who is in receipt of a pension under the LGPS, the rules on abatement of pensions adopted by the District Council's Administering Authority for the LGPS, pursuant to Regulations 70 and 71 of the the Local Government Pension Scheme (Administration) Regulations 2008 will be applied. Such persons would only be employed following strict application of the normal process of competitive selection for employment.

1.6 PUBLICATION OF DETAILS OF EMPLOYEE REMUNERATION

In accordance with 39 (5) of the Localism Act, this pay policy statement will be published on the District Council's website. It will also be published in the District Council's Constitution and the District Council's intranet.

The District Council is also required to publish information about the remuneration of senior officers under The Accounts and Audit (Amendment No. 2) (England) Regulations 2009 and the Code of Recommended Practice for Local Authorities on Data Transparency, issued under Section 2 of the Local Government Planning and Land Act 1980. This latter information can be obtained via the District Council's website.

SECTION 2: REMUNERATION OF LOWEST PAID EMPLOYEES

This section sets out the District Council's policies in relation to the remuneration of its lowest-paid employees, as defined in this pay policy statement.

2.1 OVERALL REMUNERATION POLICY: LOWEST PAID EMPLOYEES

Aims, Objectives and Key Principles

The District Council aims to develop, implement and maintain fair and equitable remuneration arrangements which enable it to recruit, retain, motivate and develop staff with the skills and capabilities necessary to ensure the continued provision of high quality services and which are cost effective and provide value for money.

The District Council's remuneration policy complies with all equal pay, equalities and other relevant employment legislation.

When setting pay levels for specific posts the District Council takes account of internal differentials, as measured by job evaluation.

2.2 DEFINITION OF LOWEST PAID EMPLOYEES

The definition of the "lowest-paid employees" adopted by the District Council for the purposes of this statement is as follows:

The lowest paid employees within the District Council are those substantive employees who are paid on the minimum salary point of the Council's substantive pay structure, i.e. spinal column point (SCP) 1, of local grade 2.

The current annual full-time equivalent value of this pay level, based on a 37 hour standard working week, for the financial year 22/23 was £20,258 SCP 1.

The District Council considers this to be the most appropriate definition as this is the lowest pay point/pay level on its substantive pay structure and which normally applies to new entrants to the lowest graded jobs within the organisation.

2.3 REMUNERATION OF LOWEST PAID EMPLOYEES

For the purposes of this policy statement, remuneration includes the employee's basic annual salary and any bonuses, allowances or other similar payments, benefits in kind, any increases or enhancements to any pension entitlement and any termination or other severance payments.

Pay structure

The basic pay of the District Council's lowest paid employees comprises a grade range derived from the revised national pay spine, as set out in the National Joint Council for Local Government Services National Agreement on Pay and Conditions of Service. This grade range consists of 2 incremental salary points, through which employees may progress until the top of the grade is reached.

Craft Employees

There are no employees on pay and conditions of service for craft employees as determined by the Joint Negotiating Committee for Local Authority Craft & Associated Employees.

Other elements of remuneration

The other elements of remuneration which it is the District Council's policy to offer its lowest paid employees are set out in the table set out in Section 4.

2.4 OTHER TERMS AND CONDITIONS

The other terms and conditions which apply to the District Council's lowest paid employees are as set out in the National Joint Council for Local Government Services National Agreement on Pay and Conditions of Service, as amended and/or supplemented by any local agreements which may apply.

2.5 REMUNERATION OF EMPLOYEES WHO ARE PAID MORE THAN THE LOWEST PAID EMPLOYEES BUT WHO ARE NOT CHIEF OFFICERS

The District Council's policy and practice with regard to the remuneration of employees who are paid more than its lowest paid employees but who are not Chief Officers is the same as that which applies to its lowest paid employees.

2.6 EMPLOYEES WHO ARE PAID LESS THAN THE DISTRICT COUNCIL'S LOWEST PAID EMPLOYEES, AS DEFINED IN THIS PAY POLICY STATEMENT

Apprentices are paid a rate outside the local government pay spine. The Council's Apprenticeship pay is the National Apprenticeship rate plus 10% in year 1 then the National Minimum Wage for the age of the Apprentice in any subsequent years as an Apprentice plus 10%. The District Council applies this pay rate and/or different remuneration arrangements to this category of employees, to reflect the particular nature and/or duration/frequency of their employment.

SECTION 3: PAY RELATIONSHIPS

- 3.1** This section sets out the District Council's overall approach to ensuring pay levels are fairly and appropriately dispersed across the organisation, including the current pay multiple which applies within the Authority, and its policy toward maintaining or reaching a specific pay multiple in the future.
- 3.2** The District Council believes that the principle of fair pay is important to the provision of high quality and well-managed services and is committed to ensuring fairness and equity in its remuneration practices. The District Council's pay policies, processes and procedures are designed to ensure that pay levels are appropriately aligned with, and properly reflect, the relative demands and responsibilities of each post and the knowledge, skills and capabilities necessary to ensure that the post's duties are undertaken to the required standard, as well as taking account of relevant market considerations. This includes ensuring that there is an appropriate relationship between the pay levels of its senior managers and of all other employees.
- 3.3** Under the provisions of the Code of Recommended Practice for Local Authorities on Data Transparency, issued by the Department for Communities and Local Government under Section 2 of the Local Government Planning and Land Act 1980, the District Council is expected to publish its "pay multiple", i.e. the ratio between the highest paid salary and median average salary of the whole of the local authority's workforce. The current pay multiple, based on earnings for the financial year ending 31 March 2023, is 1 to 4.87 – the median average salary being £23,194 and the top of the Chief Executive scale £112,903 (pay award pending).
- 3.4** The pay multiple between the basic salary of its highest paid employee (the Chief Executive) and the lowest paid employees, as defined in this statement is 1 to 5.57 – the bottom of scale 2 being £20,258 and the top of the Chief Executive scale £112,903.
- 3.5** The District Council considers that the current pay multiples, as identified above, represent an appropriate, fair and equitable internal pay relationship between the highest salary and that which applies to the rest of the workforce.

SECTION 4: POLICIES COMMON TO ALL EMPLOYEES

- 4.1** The District Council operates a transparent pay structure that reflects the relevant duties and responsibilities of each post within the organisation. The majority of the payment terms are universal and apply to all employees. The District Council also recognises that it must pay additional allowances to certain individuals or groups of employees to reflect the diverse and occasionally unique nature of their duties. All departures from the universal set of allowances are justified on the basis that they enhance the effectiveness of the individual's role or seek to protect the individual on health and safety grounds (e.g. mobile telephones to support the District Council's lone worker policy).

This Section details the universal set of allowances and the current year's exceptions.

4.2 Pay Progression

Incremental progression through each grade will be automatic and applied on 1 April each year. Employees with less than six months service in the grade by 1 April will be granted their first increment six months after their appointment, promotion or re-grading; except where their salary on the 1 April following appointment, promotion or re-grading would be less than one spinal column point in excess of the salary they would have received on that day in their old grade with the District Council, when they shall be entitled to their first increment on the 1 April.

4.3 Market Supplements

The District Council recognises that increasing pressures in the national or regional labour market can mean that pay levels for a particular category of employee in a particular function can be such that the District Council's normal pay level would not be sufficiently competitive to enable it to recruit or retain an employee in that function. In that case, where there is proven difficulty to recruit, the District Council's market supplement policy will be applied.

There are 5 posts in receipt of a market supplement ranging from 9-15%. These market supplements have been determined by the Corporate Leadership Team and will be subject to review in line with the District Council's Reward and Recognition Policy.

Given proven difficulty to recruit to some vacancies, the District Council have decided to trial the payment of a £2,000 Welcome Payment (half on appointment and the balance after 6 months). This would have to be repaid, in full, if the new employee leaves the District Council within the first 2 years of their appointment; so will also act as a retention payment. This payment may attract applicants, especially those who may have to repay training grants when leaving their existing employer. The trial is under an ongoing review.

4.4 Local Government Pension Scheme (LGPS)

The District Council offers all its employees access to the Local Government Pension Scheme, in accordance with the statutory provisions of the scheme. From 1 April 2014 the Council automatically enrolls all new employees into the pension scheme.

Any pension payments made on termination of employment either on grounds of redundancy, in the interests of the efficiency of the service or on grounds of ill health will be made within the statutory terms of the LGPS.

The discretions which the District Council is able to apply under the scheme upon termination of employment are the same for senior employees as for all other employees who are LGPS members.

4.5 Flexible Retirement

Under the Local Government Pension Scheme Regulations, an employer can consent to a reduction in an employee's hours or grade and consent to the release of pension benefits where the employee is aged 55 or over.

In all cases decisions must be based on the merits of each application and the needs of the service and not be influenced by the employee's wish for early payment of their pension scheme benefits.

The District Council's policy delegates authority to the Chief Executive & Corporate Leadership Team to determine such cases.

4.6 Payments on Termination of Employment

Other than payments made under the LGPS, the District Council's payments to employees whose employment is terminated on grounds of redundancy or in the interests of the efficiency of the service will be in accordance with the policies the District Council has adopted for all its employees in relation to the Local Government (Early Termination of Employment) (Discretionary Compensation) (England and Wales) Regulations 2006 and Redundancy.

Other than payments pursuant to the LGPS and Redundancy, the District Council's policy is not to make any other termination payments, other than where it has received specific legal advice to the effect that a payment may be necessary to eliminate risk of claims against the District Council.

4.7 Removal/Relocation expenses

Where senior employees need to move house in order to take up an appointment with the District Council, the District Council will reimburse their removal, legal and other associated relocation costs in accordance with its policy, which sets maximum limits on the levels of payment. The policy was reviewed in 2019/20 and expenses capped at £6,000 and requires repayment in full if the employee leaves within 3 years of appointment.

4.8 Acting up/additional responsibility payments

Where employees are required to act up to a higher graded post or undertake additional responsibilities beyond those of their substantive post for a temporary period of time, they may receive an additional payment in recognition of the extra responsibilities. This policy applies to all employees.

4.9 Car Provision

The Council no longer offers subsidised lease cars.

4.10 Other Payments and Allowances

Element of Remuneration	Chief Executive/ Head of Paid Service	1st tier	2nd tier	Other employees
Reimbursement of removal/ relocation costs on appointment	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
Acting-up/additional responsibility payments	Not available	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
Car provision	Not available	Not available	Not available	Not available
Mileage rates	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
Payment of professional subscriptions or membership fees	Not available	Not available	Contractual allowance, dependent upon nature of work undertaken	Contractual allowance, dependent upon nature of work undertaken
Reimbursement of subsistence or other expenses	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
Provision of mobile telephones	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
Provision of landline telephones	Not available	Not available	Not available	Not available
Election fees	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy	Available to all employees in accordance with Council policy
TOIL Scheme	Not available	Available to all employees in accordance	Available to all employees in accordance	Available to all employees in accordance with Council policy

Element of Remuneration	Chief Executive/ Head of Paid Service	1 st tier	2 nd tier	Other employees
		with Council policy	with Council policy	
Bonus Payments	Not available	Not available	Not available	Not available

4.11 Mileage payments

From April 2019 all employees are reimbursed at HMRC rates for approved mileage (currently 45p per mile for a car).

In addition our locally agreed Travel & Subsistence Policy confirms that whilst we will retain a distinction between casual car users and essential car users, the designation of essential user will be reviewed annual based on the number of miles undertaken in the previous year. Employee's exceeding 400 business miles in the previous year will be designated an essential user and receive a taxable sum (paid monthly) in contribution of the additional cost to providing their car for work.

- Tier 1: 1,500 miles and above per annum- £1,200 per annum
- Tier 2: 1,000 - 1,499 mile per annum- £800 per annum
- Tier 3: 500 – 999 miles per annum- £400 per annum.

From April 2020, the previous year is taken as January to December to enable changes in essential user payments from 1 April each year to be confirmed a month in advance.

4.12 Payment of professional subscriptions or membership fees

The Council pays the professional subscriptions for the following posts only:

- Director of Resources (as Section 151 officer): Chartered Institute of Public Finance and Accountancy (CIPFA).
- Solicitors: Law Society Practice Certificate
- Estates & Facilities Manager: Royal Institute of Chartered Surveyors (RICS)

4.13 Reimbursement of Subsistence or Other Expenses

In accordance with the Travel & Subsistence Policy, the following expenses are claimable after meeting conditions for approval of reimbursement within the scheme.

- Subsistence:

Breakfast	£5.77
Lunch	£0
Evening Meal	£9.78
- Car Parking: Fees actually incurred
- Special Licences: HGV driving licence
- Change in Place of Work: Compensation for additional travel incurred for a period 18 months due to a compulsory change in work place.

4.14 Mobile Telephones

Mobile telephones are provided to the Chief Executive and to other specific employees on the basis that they are necessary for them to undertake their duties effectively and to mitigate risk in lone worker situations.

The District Council funds the provision of the phone and business calls.

Employees are expected to pay for personal calls.

4.15 Landline Telephones

No officers are required to have payment for a private landline to effectively undertake their duties.

4.16 Election Fees

The Chief Executive receives fee payments pursuant to the appointment as Returning Officer at elections. The fees paid in elections vary according to the size of the electorate and number of postal voters. Fee payments for all but the District Council elections are set by the relevant body, and are in effect not paid by the District Council, as the fees are reclaimed.

The fee for the Returning Officer therefore varies at each election. The District Council has a policy of paying the maximum fee. Separate payments are made to the Deputy Returning Officer and other members of staff who work as part of the elections team, and are commensurate with time spent undertaking election duties.

4.17 Payments for Additional/ Overtime Working

The NJC Conditions of Service make provision for employees graded up to spinal column point 22, who undertake work outside of normal working hours, to receive appropriate overtime payments. Those above point 22 are not entitled to overtime payments but are allowed to take approved flexi time or time off in lieu.

In 2019/20, The District Council agreed to make overtime payment to staff above scale point 22 and below scale point 46 (entry point of Director grades) are required to work extra hours on a Major Incident or Emergency formally declared under the Major Incident Procedure (the Civil Contingencies Act which defines an emergency as “an event which threatens serious damage to human welfare, the environment or security of the UK). The objectives in declaring an emergency include saving lives and reducing harm, prevention of escalation, safeguarding the environment and the protection of property and the District Council would work in association with relevant emergency services during an incident. This initiative arose from having to respond to severe flooding in autumn/winter 2019/20.

The overtime payment scheme is not available to those officers whose conditions of service are determined by the Joint National Councils for Chief Executives or Chief Officers but TOIL may be granted.

4.18 Bonus Payments

No employees are eligible for bonus payments under the Joint Negotiating Committee for Local Authority Craft & Associated Employees.

SECTION 5: DECISION MAKING ON PAY

- 5.1** The District Council recognises the importance of ensuring openness and transparency and high standards of corporate governance, with clear lines of accountability, in its pay decision-making processes and procedures. Any pay-related decisions must be capable of public scrutiny, be able to demonstrate proper and appropriate use of public funds and ensure value for money. The arrangements adopted by the District Council are designed to reflect these requirements, as well as ensuring compliance with all relevant legislation and other statutory regulation.
- 5.2** Any proposal to offer a new chief officer appointment on terms and conditions which include a total remuneration package of £100,000 or more, including salary, fees or allowances which would routinely be payable to the appointee and any benefits in kind to which the officer would be entitled as a result of their employment will be referred to the full District Council for approval before any such appointment is advertised or before any such offer is made to a particular candidate.

SECTION 6: AMENDMENTS TO THIS PAY POLICY STATEMENT

- 6.1** This pay policy statement relates to the financial year 2022/23.
- 6.2** The District Council may agree any amendments to this pay policy statement during the financial year to which it relates.

SECTION 7: PUBLICATION OF AND ACCESS TO INFORMATION

- 7.1** The District Council will publish an annual pay policy statement on its website at www.derbyshiredales.gov.uk as soon as is reasonably practicable after it has been approved by the District Council. Any subsequent amendments to this pay policy statement made during the financial year to which it relates will also be similarly published.
- 7.2** The information required to be published by the District Council in accordance with the Code of Recommended Practice for Local Authorities on Data Transparency, issued by the Department for Communities and Local Government under Section 2 of the Local Government Planning and Land Act 1980, and in accordance with the requirements of the Accounts and Audit (Amendment No. 2) (England) Regulations 2009, as referred to/set out in this pay policy statement, is also available on its website.
- 7.3** For further information about this pay policy statement please contact the Council's Human Resource Section on: 01629 761364 or by e-mailing humanresources@derbyshiredales.gov.uk