



County Offices
Newland
Lincoln
LN1 1YL

30 January 2023

Pay Policy Sub-Committee

A meeting of the Pay Policy Sub-Committee will be held on **Tuesday, 7 February 2023 at 12.00pm in Committee Room Two, County Offices, Newland, Lincoln Lincs LN1 1YL** for the transaction of the business set out on the attached Agenda.

Yours sincerely

A handwritten signature in cursive script that reads 'DBarnes'.

Debbie Barnes OBE
Chief Executive

Membership of the Pay Policy Sub-Committee
(7 Members of the Council)

Councillors M J Hill OBE (Chairman), Mrs P A Bradwell OBE (Vice-Chairman), A J Baxter, M D Boles and 3 Conservative Vacancies

**PAY POLICY SUB-COMMITTEE AGENDA
TUESDAY, 7 FEBRUARY 2023**

Item	Title	Pages
1	Apologies for Absence and replacement members	
2	Declaration of Members Interests	
3	Minutes of the meeting held on 8 February 2022	5 - 8
4	Pay Policy Statement 2023 - 24 <i>(To receive a report from Tony Kavanagh, Assistant Director – Human Resources and Organisational Support, which provides the Sub-Committee with an opportunity to consider the updated Annual Pay Policy Statement and to recommend the Pay Policy Statement 2023-24, as detailed at Appendix A, to full Council)</i>	9 - 22
5	CONSIDERATION OF EXEMPT INFORMATION In accordance with Section 100 (A)(4) of the Local Government Act 1972, agenda item 6 has not been circulated to the press and public on the grounds that it is considered to contain exempt information as defined in paragraphs 1, 2 and 3 of Part 1 of Schedule 12A of the Local Government Act 1972, as amended. The press and public may be excluded from the meeting for the consideration of this item of business.	
6	Chief Officer (Corporate Leadership Team) Pay Review <i>(To receive an exempt report from Tony Kavanagh, Assistant Director – Human Resources and Organisational Support, which provides the Sub-Committee with information in relation to the Chief Officer Pay Review)</i>	23 - 34

Democratic Services Officer Contact Details

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Please note: for more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting

- Business of the meeting
- Any special arrangements

Contact details set out above.

All papers for council meetings are available on:

<https://www.lincolnshire.gov.uk/council-business/search-committee-records>



**PAY POLICY SUB-COMMITTEE
8 FEBRUARY 2022**

PRESENT: COUNCILLOR M J HILL OBE (CHAIRMAN)

Councillors Mrs P A Bradwell OBE (Vice-Chairman), Mrs W Bowkett, R D Butroid and M A Whittington

Officers in attendance:-

Tony Kavanagh (Assistant Director – Human Resources and Organisational Support) and Rachel Wilson (Democratic Services Officer)

1 APOLOGIES FOR ABSENCE/REPLACEMENT MEMBERS

Apologies for absence were received from Councillor A J Baxter and M D Boles.

It was noted that the Chief Executive, having received notice under Regulation 13 of the Local Government (Committees and Political Groups) Regulations 1990, Councillor Mrs W Bowkett had been appointed as a replacement member for the vacancy for this meeting only.

2 DECLARATIONS OF MEMBERS' INTEREST

There were no declarations of interest at this point in the meeting.

3 MINUTES OF THE MEETING HELD ON 26 JANUARY 2021

RESOLVED

That the minutes of the Pay Policy Sub-Committee held on 26 January 2021 be agreed and signed by the Chairman as a correct record.

4 PAY POLICY STATEMENT 2022-23

Consideration was given to a report which invited the Committee to note that the Pay Policy Statement had been updated to reflect:

- Fire and Rescue Service Management Team salaries from 1 January 2021.
- Salary Structure from 1 April 2021-2022 NJC for Local Government Services.

The Chairman invited Tony Kavanagh, Assistant Director – Human Resources and Organisational Development to present the report to the Committee. He advised that there had not been any significant changes since the previous year, and negotiations were still

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PAY POLICY SUB-COMMITTEE

8 FEBRUARY 2022

ongoing with trade unions with respect to the NJC for Local Government Services for salaries above spinal column point (SCP) 15.

A copy of the Pay Policy Statement for the year 2022/23 was attached at Appendix A of the report for the Committee's consideration.

The Committee was advised that the policy had been updated to reflect the following:

- Fire and Rescue Service Management Team salaries from 1 January 2021
- Salary Structure from 1 April 2021 – 2022 – NJC for Local Government Services (SCP 1 – 15).

It was highlighted that following the publication of the agenda, notification was received late the previous week that the Chief Executive pay bargain had been resolved with a 1.5% inflationary pay award. The policy would be updated prior to it being submitted to the County Council for approval.

Post-Meeting Note

Please note the pay award for Chief Officers was resolved at 1.5% and published on 9 February 2022. Therefore, the salary scales for members of the Corporate Leadership Team and Senior Leaders (Pay Grades AA, A, B and C) will reflect the increase for 2021/22.

RESOLVED

That the Pay Policy Statement be updated as set out above and recommended to the County Council for approval.

5 CONSIDERATION OF EXEMPT INFORMATION

RESOLVED

That under Section 100 (A) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 1, 2 and 3 of Part 1 of Schedule 12A of the Act, as amended.

6 CHIEF OFFICER (CORPORATE LEADERSHIP TEAM) PAY REVIEW

Consideration was given to an exempt report, which provided the Committee with information in relation to the Chief Executive and Chief Officer's (Corporate Leadership Team) remuneration.

Officers responded to a number of questions.

RESOLVED

That the recommendation as set out in the exempt report be approved.

The meeting closed at 2.16 pm

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Open Report on behalf of Andrew Crookham, Executive Director - Resources

Report to:	Pay Policy Sub-Committee
Date:	07 February 2023
Subject:	Pay Policy Statement 2023-24

Summary:

Pay Policy Statement

The Localism Act 2011 requires all local authorities to agree on an annual basis, Pay Policy statements which are compliant with the provisions of the Act, and then subsequently to publish them.

The Sub-Committee is requested to note that the policy has been updated to reflect:

- Page 6 – Pay Multiples. Our pay multiple remained at four for the fourth year in a row
- Page 9 – Senior Management Pay structure. Salaries updated with national pay award of £1,925 per annum for Chief Executive and Executive Directors effective from 1 April 2022
- Page 9 – Senior Leadership Pay band updated in line with changes that came into effect on the 1 April 2022 and has transitional points until the 31 March 2024.
- Page 10 – Staff pay structure from 1 April 2022 – 23 for those on NJC for Local Government Services conditions of service. Salaries updated with a pay increase of £1,925 per annum on each spinal column point effective from 1 April 2022.
- Page 13 – Standby Duty Allowance increased with national pay award effective from 1 April 2022.
- Page 13 – Sleeping in Duty Payment increased with national pay award effective from 1 April 2022

Recommendation(s):

That the Pay Policy Statement attached at Appendix A, be recommended to the Full Council for approval

1. Background

The requirement for Councils to formally adopt Pay Policy Statements was introduced in the Localism Act 2011, followed by guidance from DCLG. In line with this guidance, it is considered good practice for this sub-committee to consider the Statement before it is presented to Full Council for approval. The Statement itself has been prepared in line with the requirements of the legislation and the best practice put forward in the guidance.

2. Conclusion

The Pay Policy Statement sets out the County Council's policy on pay and conditions for senior managers and employees (excluding operational fire fighters and schools based employees). This ensures that the Council has a fair and transparent approach to these matters.

3. Consultation**a) Risks and Impact Analysis**

No risk identified. This update reflects current practice.

4. Appendices

These are listed below and attached at the back of the report	
Appendix A	Pay Policy Statement 2023-24

5. Background Papers

The following background papers as defined in the Local Government Act 1972 were relied upon in the writing of this report.

Document title	Where the document can be viewed
Pay Policy Statement 2023-24	Pay policy statement – Lincolnshire County Council

This report was written by Elizabeth Hipworth, who can be contacted on 07500 108500 or Elizabeth.hipworth@lincolnshire.gov.uk

Pay Policy Statement

Policy overview

Our pay policy statement sets out our pay and conditions for senior managers and employees. It does not include operational firefighters and school-based employees. This pay policy statement is for 2023/24.

We aim to attract and retain employees to deliver our objectives. We are committed to ensuring a fair and transparent approach in determining pay policy. We recognise that we may need other methods for different groups of employees. These will need to reflect factors such as difficulties in attracting and retaining critical skills.

Principles

- To be fair, reasonable and transparent
- To be affordable
- To reward employees for their contribution to our achievements
- To maintain rates of pay which are both competitive in the marketplace and reflect the need to retain critical skills

Employees in scope

Our statement covers all employees, except for teachers and uniformed firefighters, unless they are defined as senior managers. This statement, therefore, is broader than the minimum legal requirements of the Localism Act 2011.

The senior management pay structure

We define senior managers as:

- the chief executive
- executive directors (referred to as chief officers)
- the chief fire officer
- the deputy chief fire officer
- the assistant chief fire officer
- the senior leadership pay bands

Chief executive and executive directors

The pay policy sub-committee determines remuneration. It compares similar posts in other shire counties in the Eastern and Midlands region and against the marketplace.

The aim is to ensure that we retain and motivate key employees. We maintain rates of around median pay which are both competitive in the marketplace and reflect the need to retain critical skills.

We pay the chief executive post on a spot salary. We pay all executive director posts on a single spot salary point. These roles all have collective responsibility for the success of all service areas and the council as a whole.

Senior leadership

The head of paid service determines remuneration, which is underpinned by the KornFerry/Hay (KFH) Job Evaluation Scheme or job descriptions matched with posts previously evaluated under KFH.

Individuals are subject to a non-consolidated incremental pay grading structure known as SLA, SLB and SLC. Increments are awarded every two years subject to satisfactory performance in accordance with [Senior leadership pay guidance – Lincolnshire County Council](#).

The Director of Public Health (who does not hold an Executive Director portfolio) is paid on a spot salary above SLA and below that of Executive Directors.

Fire and rescue service management team

The NJC for Brigade Managers (Gold Book) determines the pay structure for senior fire and rescue managers. The deputy chief fire officer and assistant chief fire officer receive 80 per cent and 75 per cent, respectively, of the chief fire officer salary.

Payments over £50,000

We publish information about all payments over £50,000 on our website. This is in line with the 2011 Code of Recommended Practice for Local Authorities on Data Transparency.

Other employees' pay structure (including lowest-paid employees)

Our job evaluation (JE) scheme usually determines remuneration for other employees. This covers all staff on NJC Local Government Services terms and conditions of service, including the lowest-paid council employees.

The pay and grading structure we use was implemented by Collective Agreement in July 2008. It was backdated to be effective from 1 April 2007. It anchors to the national NJC pay spine for Local Government Services.

The JE Scheme, the Greater London Provincial Council Scheme, was selected through a process of consultation with staff and Trade Unions. It complies with equal-pay requirements.

The council and unions signed a Collective Agreement in 2015, incorporating changes to modernise the local conventions for job evaluation.

Non-standard terms and conditions

Some employees may transfer to the council under The Transfer of Undertakings (Protection of Employment) Regulations 2006 (TUPE) arrangements. They have the right to retain their existing terms and conditions.

We recruit some specialist posts under specific terms and conditions, although they are in scope of the Local Scheme of Conditions of Service. These are mainly in education-related services (for example, educational psychologists and the youth service).

The national pay award

We adjust pay levels to take account of any cost of living increase negotiated nationally by:

- the JNC for Local Authority Chief Executives
- the JNC for Chief Officers of Local Authorities (including senior leader pay)
- the NJC for Local Government Services.

We adjust the pay rates in the staff pay structure to reflect the NJC Local Government Services national pay award.

Attraction and retention payments

We recognise that it may be difficult at times to recruit new employees or retain existing staff in critical posts. To attract and retain a skilled and experienced workforce, we may pay salary supplements in addition to the post grade. For more details, [read the attraction and retention policy](#).

Relocation expenses and disturbance allowances

We may pay relocation expenses and disturbance payments to cover employees' costs incurred due to a change or disturbance in work base. We pay these in line with the [relocation policy](#) and the [managing change policy](#).

Starting pay

When appointed, we pay employees on an incremental scale. We usually appoint employees at the minimum point of the pay grade for that post.

Sometimes, it may be appropriate to appoint to a higher point within the pay grade. This should be objectively justifiable and have regard to the pay of existing employees within the service area. For more details, [read the green book employees pay and conditions policy](#).

However, managers must be aware of any restrictions. For example, the requirement of a qualification which prevents this typical sequence of events from occurring.

We may appoint an employee who does not yet meet the minimum competency requirements for that role. We will appoint them as per the appointing one point below policy.

Pay progression

We exclude the chief executive, executive directors and fire and rescue senior managers from this scheme. We appoint them to a spot salary, and no pay progression applies.

For other employees, all progression is subject to satisfactory performance whether assessed by the performance and development appraisal policy or their conduct and capability through the year

For other employees, eligibility will be as per the green book employees pay and conditions policy, covering the NJC for Local Government Services Group.

We may pay any withheld increments if the employee's performance becomes satisfactory. We will not backdate them.

Reviewing individual performance

We assess individual achievement using our performance and development appraisal policy and throughout the year with one to one supervisions. Managers may amend the appraisal process so that it is appropriate for the role of the employee.

Learning and development needs are linked to the core values and behaviours framework. These are interchangeable with national occupational standards of competence, where appropriate.

Responsibility for reviewing performance

The leader of the council and an appointed cross-party group assess the chief executive's individual performance.

The chief executive assesses individual executive directors and reports to the cross-party group.

Line managers assess all other employees, as appropriate.

Acting-up arrangements

Sometimes, employees may temporarily act up into a role which is graded on a higher level. We will pay them at the appropriate level for the duties we ask them to perform.

For more details, read our green book employees pay and conditions policy covering the NJC for Local Government Services Group.

Honoraria

We may make an honorarium payment for exceptional or outstanding work undertaken on a short-term basis of not more than six months. We will pay this as per our green book employees pay and conditions policy covering the NJC for Local Government Services Group.

Employees on fixed-term or temporary contracts

We will not treat employees on fixed-term or temporary contracts less favourably than employees on a permanent contract. For more details, read our fixed-term and temporary contracts policy.

Allowances and expenses

Chief executive, executive directors and senior leadership

Allowances will be as per the Local Scheme of Conditions of Service or jointly-agreed schemes in director areas.

We will reimburse business travel as per our travel and expenses policy. This policy applies to all staff in the scope of the Local Scheme of Conditions of Service.

Fire and rescue service senior managers

Allowances and expenses will be as per the NJC for Brigade Managers Conditions of Service and Service Order 19 - Pay and Allowances.

Salary protection

Where an employee accepts a post on a lower grade due to restructuring or change in the workforce, personal salary protection will apply. This is in line with the Local Scheme of Conditions of Service or the Collective Agreement on Pay Protection for those in the Fire and Rescue Service.

Severance payments

For employees in the Local Government Pension Scheme, we will make payments for redundancy and early retirement in line with our managing change policy or retirement policy. This includes chief officers.

All employees, including chief officers, who receive a redundancy payment are subject to the Redundancy Payments (Continuity of Employment in Local Government etc) (Modifications) Order 1998.

Payments for returning officers during local elections

We pay the chief executive and executive directors who are Returning Officers as per their respective JNC Conditions of Service. The current head of paid service relinquishes this

payment in favour of district chief executives who may fulfil the role of Deputy Returning Officer.

We make payments to employees at head of service and below for local election duties as per the Local Scheme of Conditions of Service.

Pay policy sub-committee

The pay policy sub-committee undertakes an annual review of the salaries of the chief executive and executive directors.

The sub-committee comprises of councillors from the appointments committee, representing the political balance of the council overall. This is in line with the terms of the Local Government and Housing Act 1989.

Our green book negotiating team

The negotiating team considers pay issues relating to all employees within the scope of NJC pay awards.

Relationship between senior pay and conditions with other officers (including the lowest paid)

We set out the approach for determining senior management pay in the senior leadership paragraph above.

We set out the approach for determining other employees' pay, including the lowest paid employees, in the other employees' pay structure (including lowest-paid employees) above.

Pay multiples or pay dispersion

A pay multiple is a ratio between the salary of the highest-paid employee and the median full-time equivalent salary of the organisation. The pay multiple is often referred to as 'pay dispersion.'

For 2023/24, our pay multiple is four which is the same as the previous four years.

There is no formal mechanism for direct comparison between pay levels of the broader workforce with senior manager pay. We have no policies on reaching or maintaining a specific pay multiple.

Re-engagement of former senior managers

A former senior manager should generally not be re-employed if:

- they were previously made redundant
- or, receive a local government pension

This applies for a period of six months from the end of their employment.

In exceptional circumstances, we may re-employ a senior manager more quickly but not within one month and one day of their leaving date.

In approving a re-employment of a senior manager, members must be satisfied that:

- the employee is not being re-employed in a role which is broadly similar to the one from which they were made redundant
- the rate of pay applied to the work undertaken by the re-engaged employee should be appropriate. It should not be the grade which applied to the employee before the end of their previous contract
- the employment should be for a fixed term, not exceeding one year, unless there are exceptional circumstances. The arrangement must provide us with a financial or operational advantage.

The policy of the Lincolnshire Pension Fund is not to abate pensions should any officer retire and then return to work for the council.

Contracts for services and appointment of consultants

By law, we must determine whether an arrangement with a consultant or contractor constitutes a contract of employment or is on a self-employed basis. We must determine this for every proposed agreement.

The decision on status relates to the contract, not the individual. We must undertake this before we agree to any engagement or sign any contract.

Where an engagement constitutes a contract of employment, our standard terms and conditions will apply. We will pay the contract at the evaluated rate for the job.

It may be appropriate to re-engage a former employee as a consultant with a contract for service in certain circumstances, such as:

- for discrete pieces of work where the former employee has the appropriate skill and experience, which is not available elsewhere in the council
- where it is more cost-effective
- where it is difficult to recruit due to market conditions
- where work of an urgent nature arises at short notice

We will make such arrangements time-limited. They are subject to appropriate written agreements covering the nature, duration and quality standards. We will include the basis on which the agreement terminates. The contractor must sign the written agreement before the arrangement starts.

The initial consideration for providing cover for urgent work will be through the use of temporary employment contracts. We will advertise these in the usual manner. We may make

acting-up or secondment arrangements available to existing staff, particularly where work relates to the regular business of the service area.

Under the Pensions Act 2008, we must comply with auto-enrolment regulations. We will assess whether a contractor is an employee rather than self-employed and therefore, pensionable under the Act.

To determine whether a consultant is self-employed, we will consider:

- the contractual terms we agree
- the realities of the employment relationship

We review whether there is provision for substitution and whether resources are provided by the consultant or by us. These examples are not exhaustive and are illustrative of the type of factors we will take into account.

Personal service contracts

In the contracting sector, the generally accepted definition of a personal service company is:

- a limited company that typically has a sole director, the contractor, who owns most or all of the shares

Many contractors choose to work for clients using their own limited companies for many reasons.

Limited companies can be a tax-efficient way for contractors to work. They may split their income between salary and dividends. This means they do not pay employers' or employees' Class 1 National Insurance Contributions on a large part of their income.

Personal service contracts prevent the risk of there being a contract of service or an employment relationship with us. This eliminates any income tax liability on the council.

Using a limited liability company also insulates contractors from business risk to a certain extent.

We do not currently have any such contracts in place for regular employment.

From 6 April 2017, the Government changed the rules for off-payroll working in the public sector for intermediaries. In line with these changes, we updated our policy on agency, relief and off-payroll workers.

Gender pay gap information

Employers with at least 250 employees must publish annual information about their gender pay gap. We publish this on our website, and the Government's gender pay gap website. This is in line with the Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017.

Senior manager pay structure (from April 2022)

Job title	Pay
Chief executive	£191,808
Executive directors	£141,370

Senior leadership pay band

Between 1 April 2022 and 31 March 2024 the pay grades will be as follows:

Grade	22/23	23/24***
SLCT	£70,000*	
SLC1	£76,000	£77,000^
SLC2	£77,000**	£77,000**
SLC3	£79,500**	£79,500**
SLC4	£82,500**	£82,500**
SLC5	£84,500**	£84,500**
SLBT	£80,000*	
SLB1	£87,000	£87,000
SLB2	£90,000**	£90,000**
SLB3	£93,000**	£93,000**
SLB4	£96,000**	£96,000**
SLAT	£91,500*	
SLA1	£96,500	£96,500
SLA2	£99,500**	£99,500**
SLA3	£102,000**	£102,000**
SLA4	£105,000**	£105,000**
SLA5	£108,000**	£108,000**
SLA6	£111,000**	£111,000**

Key		
* Transition point 22/23 only	** Non-consolidated pay subject to satisfactory performance with incremental progression every 2 years	*** No inflationary pay award (unless national award is 2.5% or above)
^denotes that the bottom pay point on SLC will always be higher than the top pay point of G16		

Consultant reporting to Director of Public Health

Band	Pay
8	£65,922
	£67,805
	£70,631
	£74,084
	£77,850
	£81,618
	£77,850
9	£81,618
	£85,535
	£89,640
	£93,944
	£98,453

Director and consultant roles in public health transferred from the NHS to the county council on the 1 April 2013 as part of the Health and Social Care Act 2021.

The transfer was under TUPE, therefore terms and conditions of employment, including salary, are protected.

Fire and rescue service management team from 1 January 2021

Job title	Pay
Chief fire officer	£124,404
Deputy chief fire officer	£99,523
Assistant chief fire officer	£93,303

Staff pay structure (from April 2022)

Our pay spine is anchored to salary points on the NJC national pay spine.

The relevant Lincolnshire scale points are 2, 3, 6, 9, 12, 15, 18, 21, 24, 27, 30 and 33.

Grade	GLPC points score	Scale point and salary
0	Apprentice Rate	1 - £18,510
1	182 - 237	2 - £20,258
		3 - £20,441
2	228 - 267	3 - £20,441
		4 - £20,584

Grade	GLPC points score	Scale point and salary
		5 - £20678
		6 - £20,812
		6 - £20,812
		7 - £21,182
3	268 - 307	8 - £21,596
		9 - £21,968
		9 - £21,968
4	308 - 347	10 - £22,066
		11 - £22,694
		12 - £23,194
		12 - £23,194
5	348 - 387	13 - £24,036
		14 - £24,959
		15 - £25,878
		15 - £25,878
6	388 - 427	16 - £26,684
		17 - £27,488
		18 - £28,371
		18 - £28,371
7	428 - 467	19 - £29,179
		20 - £30,139
		21 - £31,099
		21 - £31,099
8	468 - 507	22 - £32,369
		23 - £33,521
		24 - £34,723
		24 - £34,723
9	508 - 547	25 - £35,922
		26 - £37,106
		27 - £38,296
		27 - £38,296
10	548 - 587	28 - £39,698
		29 - £41,101
		30 - £42,503

Grade	GLPC points score	Scale point and salary
11	588 - 627	30 - £42,503
		31 - £44,193
		32 - £45,882
		33 - £47,573
		33 - £47,573
12	628 - 667	34 - £49,931
		35 - £52,289
		36 - £54,649
		36 - £54,649
13	668 - 707	37 - £56,417
		38 - £58,185
		39 - £59,952
		39 - £59,952
14	708 - 747	40 - £61,720
		41 - £63,490
		42 - £65,258
		42 - £65,258
15	748 - 787	43 - £67,025
		44 - £68,794
		45 - £70,561
		45 - £70,561
16	788 - 827	46 - £72,330
		47 - £74,097
		48 - £75,867
		48 - £75,867

Part 3 paragraph 2.6 sleeping-in duty payment

1 April 2022 £39.24

Paragraph 35 Standby Duty Allowance - Social Workers (1)(a)(i) Allowance - Per Session

1 April 2022 £31.58 per session

Agenda Item 6

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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