

**Pensions Ombudsman Determination  
Milne – v - Government Actuary's Department (GAD)**

As you may be aware, the Pensions Ombudsman published a decision on Friday 15th May which could have a considerable impact on the benefits payable to officers who retired between 2001 and 2006.

The case brought against GAD by Mr Milne, a retired Scottish Firefighter, contested that the commutation factor used to calculate his lump sum had not been reviewed by GAD in the required manner and was therefore not fit for purpose.

The Ombudsman ruled in favour of Mr Milne and has directed GAD to review the lump sum commutation factor that was used at the time of his retirement in 2005.

The determination is specific to this test case, but crucially, the Pension Ombudsman went on to say in his determination that:

*He hoped that all the relevant bodies would swiftly take steps to deal with the position of other affected retired firefighters and police officers so that it would not be necessary for their complaints to be pursued.*

We await to see the outcome of GAD's review of the rate for Mr Milne and the subsequent instruction that will follow from the Home Office.

Until we have guidance from either GAD or the Home Office there is nothing anybody can do unfortunately, but be assured, if there are any retrospective payments due to be made to you we will be in contact as soon as we are able.

Please be patient – Mouchel is not privy to any information that is not in the public domain.

We are in contact with your former employer and will communicate information to officers once we are provided with further instruction by the Home Office.

Keep checking this website but please do not call the Pensions Unit or your former employer with regards to this determination.

Rest assured that we will be in touch at the earliest possible opportunity.

Thank you for your patience,

Mouchel Pensions