

Copies  
Brendan

3<sup>rd</sup> September, 2001

To Personnel Officer Each Health Board

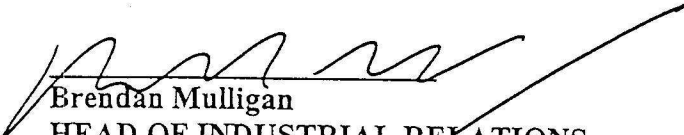
Re: Reckonability of Acting Allowance in Determining Rate for Premium Pay

Dear Colleague,

I attach decision received from the Department of the Environment and Local Government in respect of the above matter.

Please bring to the attention of all relevant personnel.

Yours sincerely,

  
Brendan Mulligan  
HEAD OF INDUSTRIAL RELATIONS

cc. Ms Teresa Cody, Nursing Division, Department of Health and Children

Our Ref:- S.128/44/50

01 May 2001

Mr. Eddie Kelly  
"Hillview"  
Esmonde Road  
Enniscorthy  
Co. Wexford

DEPARTMENT OF  
THE ENVIRONMENT AND  
LOCAL GOVERNMENT

Dear Mr. Kelly

I refer to our letter of 1 February 2001 and previous correspondence concerning your appeal against the decision of the South Eastern Health Board in relation to the determination of your pensionable remuneration.

You appealed the decision of the Board not to calculate your premium payments by reference to your basic salary plus your acting up allowances, thereby reducing your pensionable pay and your retirement lump sum and pension.

While the level of a person's premium payments will affect the amount of his/her superannuation entitlements, the calculation of premium payments for health board staff is subject to the pay policy and guidelines of the Department of Health and Children.

Accordingly, the Department of Health and Children were consulted in the matter and they have confirmed that premium pay should be based on basic pay plus acting up allowances as opposed to basic pay only. They have also indicated that they have asked the Health Service Employers Agency to clarify the matter for health boards.

Accordingly, the South Eastern Health Board have been requested to make the necessary arrangements to have your superannuation award recalculated on foot of the decision of the Department of Health and Children and to notify you of the outcome as soon as possible.

Yours sincerely

*M. McDonnell*  
Marianne McDonnell  
Higher Executive Officer  
Superannuation Section  
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