



**NORTHUMBERLAND**  
Northumberland County Council

FIREFIGHTERS' PENSION SCHEME 2006

Discretionary Policies and Delegated Authority

Updated 24<sup>th</sup> January 2018

## Firefighters Pension Schemes Discretionary Policies

### DISCRETIONS UNDER THE FIREFIGHTER PENSION SCHEME 2006

No	Discretion	Regulation	Notes	Adopted policy
45	Decision, by agreement between the Authority and the firefighter, as to last day of membership where firefighter on unpaid leave or absent without permission on the day on which he/she leaves the Scheme.	Part2 Rule 4	This discretion will be exercised by the Chief Fire Officer	Where a firefighter is on unpaid leave or absent without permission on the day on which he/she leaves the Scheme, their last day of membership will be the date which they have agreed with the Authority
46	Resolution that an optant-out may not re-join the Scheme unless he/she has undergone a medical examination at his/her own expense and satisfied the fire and rescue authority as to his/her good health.	Part 2 Rule 6	This discretion will be exercised by the Chief Fire Officer. This allows the consideration of whether to require a medical examination before allowing a firefighter that has opted out of the pension scheme before allowing them to re-join the scheme.	An optant-out may not re-join the Scheme unless he/she has undergone a medical examination at his/her own expense and satisfied the fire and rescue authority as to his/her good health.
47	Discretion to refuse a firefighter's request for early payment of a deferred pension ("member-initiated early retirement") where this is likely to be less than the GMP at State pensionable age.	Part 3 Rule 5	This discretion will be exercised by the Council's Section 151 Officer	Where a firefighter requests early payment of a deferred pension and the rate of pension payable will be less than the guaranteed minimum pension payable from State Pension Age, the request will not be allowed.
48	Discretion to retire a firefighter aged 55 or over on grounds of economical, effective and efficient management of their functions ("authority-initiated early retirement").	Part 3, Rule 6	This discretion will be exercised by the Chief Fire Officer. This discretion allows the early payment of a pension to a firefighter aged 55 or over where the retirement is in the interests of the management of the service.	Where an active member aged 55 or over is ceasing their employment as part of an authority initiated scheme, that member will only be regarded as having been retired where the scheme manager concludes that the member is leaving to facilitate the economical, effective and efficient management of the authority's functions and that either there will be no resulting cost to the authority or the cost to the authority of exercising this discretion is outweighed by other considerations.

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49	Pensionable earnings - treatment of temporary pay or emoluments	Part 3 Rule 7B	This discretion will be exercised by the Chief Fire Officer The authority has the discretion to include or exclude temporary pay or emoluments from pensionable earnings. If temporary pay or emoluments are regarded as pensionable earnings then any pensionable benefit must be managed through Additional Pension Benefits	All temporary pay or emoluments, including temporary promotions, will be non pensionable.
50	Discretion to commute a small pension payable to firefighter.	Part 3, Rule 10	This discretion will be exercised by the Council's Section 151 Officer.	The option to allow a single lump sum to be provided as an alternative to a small pension will not be offered.
51	Discretion to permit a firefighter to allocate a portion of pension for a dependant other than a spouse, civil partner, or nominated partner.	Part 3, Rule 11, paragraphs 2(b) and 3	This discretion will be exercised by the Chief Fire Officer. This discretion allows consideration of a firefighter allocating a portion of pension for a dependant other than a spouse, civil partner or nominated partner.	Allocation of a portion of pension for a dependant other than a spouse, civil partner, or nominated partner will be permitted except where the authority is not satisfied that the person is substantially dependent upon the member
52	Acceptance of good health and normal life expectancy for allocation purposes.	Part 3, Rule 11, paragraph 6(a)	This discretion will be exercised by the Chief Fire Officer. A firefighter may allocate at retirement part of their pension during their lifetime to provide, on their death, a pension for a spouse, civil partner or a dependant. There is, however, a requirement that the member is in good health and has normal life expectancy and this discretion allows consideration of whether this is so.	A firefighter wishing to allocate pension must provide such information and/or must submit themselves to such medical examination as the authority shall require in order that they may reasonably satisfy itself that the member is in good health and has a normal life expectancy
53	Discretion to withhold all or part of a survivor's pension, permanently or temporarily, where the deceased's spouse, civil partner, or nominated partner is convicted of manslaughter of the deceased.	Part 4, Rule 1, paragraph 3	This discretion will be exercised by the Council's Section 151 Officer	Where a surviving partner is convicted of the manslaughter of the member, the scheme manager will decide, taking account of the circumstances of the case, as to whether or not to withhold the pension to which they would otherwise be entitled.

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54	Discretion to withhold all or part of a child's pension, permanently or temporarily, where the child is convicted of manslaughter of the deceased.	Part 4, Rule 7, paragraph 5	This discretion will be exercised by the Council's Section 151 Officer	Where an eligible child is convicted of the manslaughter of the member, the scheme manager will decide, taking account of the circumstances of the case, as to whether or not to withhold the pension to which they would otherwise be entitled.
55	Decision to cease payment of a child's pension where the fire and rescue authority are satisfied that the child is no longer permanently disabled or the child's pension should not have been awarded.	Part 4, Rule 7, paragraph 9	This discretion will be exercised by the Chief Fire Officer This discretion allows the Authority to deal with the review of a child's pension on change of circumstances	If and when the authority receives information that satisfies it that either a child is no longer permanently disabled or the child's pension should not have been awarded then payment of the pension will cease. A decision regarding whether or not to pursue repayment of pension paid when the child was not entitled to receive it will be based upon the circumstances of the case
56	Discretion as to recipient of death grant.	Part 5, Rule 1, paragraph 10	This discretion will be exercised by the Council's Section 151 officer This discretion allows the Authority to decide who should receive a death grant.	The Authority shall exercise absolute discretion in determining the recipient(s) of any death grant payable, though due regard shall be paid to any written statement made by the deceased containing their wishes.
57	Discretion to pay part of any death grant not paid in full, to a person whose conviction for murder or manslaughter of the deceased has been quashed.	Part 5, Rule 1, paragraph 12	This discretion will be exercised by the Council's Section 151 Officer	Where, on the basis of a conviction for the murder or manslaughter of the member, a lump sum death benefit has been withheld from a person, and the conviction is subsequently quashed on appeal, the scheme manager will, where the scheme manager thinks fit, pay to the person the amount of death grant withheld.
58	Discretion, with the agreement of the pension credit member, to commute whole of pension credit pension.	Part 6, Rule 2	This discretion will be exercised by the Council's Section 151 Officer.	The option to allow a single lump sum to be provided as an alternative to a small pension will not be offered.
59	Discretion to pay a post-retirement death grant in respect of a pension credit member to such person or persons as the fire and rescue authority think fit.	Part 6, Rule 5, paragraph 2	This discretion will be exercised by the Council's Section 151 Officer. This discretion allows the consideration of who to pay a post retirement death grant	The Authority shall exercise absolute discretion in determining the recipient(s) of any death grant payable, though due regard shall be paid to any written statement made by the deceased containing their wishes.

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60	Right to select independent qualified medical practitioner (IQMP) for providing a medical opinion.	Part 8, Rule 2, paragraph 2.	This discretion will be exercised by the Chief Fire Officer The NFPS requires that an IQMP is used to provide a medical opinion. This discretion allows the authority to select and appoint such a person	The Authority will select an Independent Qualified Medical Practitioner to provide a written opinion in respect of medical matters which may only be decided by having regard to such an opinion.
61	Discretion to determine award without an independent qualified medical practitioner's opinion if the firefighter wilfully or negligently fails to submit him or herself to medical examination and the medical practitioner is unable to give an opinion on the basis of medical evidence available to him/her.	Part 8, Rule 2, paragraph 6	This discretion will be exercised by the Chief Fire Officer. This discretion allows the authority to make decisions in the absence of an IQMP opinion if the firefighter wilfully or negligently fails to submit him or herself to a medical examination.	Where a person wilfully or negligently fails to submit to medical examination by the selected IQMP and the IQMP is unable to give an opinion on the basis of the medical evidence available, the Authority will make the determination based on such medical evidence as the scheme manager thinks fit, or without medical evidence.
62	Discretion to agree with person concerned that the independent qualified medical practitioner should be given the opportunity to review his/her medical opinion if new evidence is presented within appropriate timescales.	Part 8, Rule 3, paragraph 1	This discretion will be exercised by the Chief Fire Officer. This discretion allows the opportunity for an IQMP to review a decision where new medical evidence is presented	Where the authority receives new evidence within the applicable 28 day timescale set out in the regulation and the member concerned requests that the IQMP should review their opinion, the authority will agree to the IQMP being provided with the opportunity to reconsider their opinion.
63	Discretion to extend time limit for an appeal against the authority's decision based on medical advice.	Part 8, Rule 4, paragraph 4	This discretion will be exercised by the Chief Fire Officer This discretion allows the authority to consider exceptions to the 28 day time limit for a firefighter to submit an appeal.	Where an appeal is not made within 28 days of the date upon which the member receives the documents relating to the authority's decision and the authority is of the opinion that the person's failure to give notice within the required period was not due to the person's own default, the scheme manager will extend the time limit for such period as the authority considers appropriate, not exceeding six months from the date the documents relating to the authority's decision was supplied.

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64	Requirement to decide, at such intervals as the fire and rescue authority think proper, whether a person under State pensionable age and in receipt of an ill-health pension for less than 10 years has become capable of carrying out any duty appropriate to the role from which he/she retired on health grounds and, in the case of a higher tier ill-health pension, whether that person has become capable of carrying out any regular employment.	Part 9, Rule 1, paragraph 1	This discretion will be exercised by the Chief Fire Officer. Discretion relates to interval between reviews	Where a person is under State pensionable age and has been in receipt of an ill-health pension for less than 10 years, the authority will carry out a triennial review as to whether that person has become capable of carrying out any duty appropriate to the role from which he/she retired on health grounds and, in the case of a higher tier ill-health pension, whether that person has become capable of carrying out any regular employment.
65	Requirement to decide whether to make to a person whose ill-health pension has been reviewed under Part 9 Rule 1 and who is found to be capable of performing duties appropriate to his/her former role, an offer of employment in that role	Part 9, Rule 3, paragraph 2(b).	This discretion will be exercised by the Chief Fire Officer	A decision on whether or not to make an offer of employment will be made only where the authority has a vacancy for which, in their opinion, the person is an entirely suitable candidate.
66	Discretion to withdraw the whole or part of a Part 3 (personal award) pension paid to a former regular firefighter during any period of reemployment as a regular firefighter, or to a retained or volunteer firefighter during any period of re-employment as a retained or volunteer firefighter.	Part 9, Rule 3, paragraphs 1 and 2.	This discretion will be exercised by the Council's Section 151 Officer. This discretion allows consideration of withdrawing a firefighter pension in payment if the person is re-employed as a regular firefighter	Where a member of the Firefighter's Pension Scheme has retired and is in receipt of a pension (other than a spouse's or civil partner's award under FPS) then during any subsequent period of re-employment as a retained or volunteer firefighter their pension will be abated such that the combination of their new salary and their pension cannot exceed the value of their salary prior to retirement.
67	Discretion to abate a pension under Part 3 (personal award) for so long as the recipient is employed in any capacity by any fire and rescue authority.	Part 9, Rule 3, paragraph 3	This discretion will be exercised by the Council's Section 151 Officer. This discretion allows consideration of withdrawing a firefighter pension in payment if the person is re-employed in any capacity by any fire and rescue authority.	Where a member of the Firefighter's Pension Scheme has retired and is in receipt of a pension (other than a spouse's or civil partner's award under FPS) then during any subsequent period of re-employment as a retained or volunteer firefighter their pension will be abated such that the combination of their new salary and their pension cannot exceed the value of their salary prior to retirement.

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68	Discretion to disallow early payment of a deferred pension under Part 3, Rule 3, paragraph 4 because of firefighter's dismissal from the fire and rescue authority's employment.	Part 9, Rule 4	This discretion will be exercised by the Chief Fire Officer Part 3 Rule 3 paragraph 4 contains the power to pay a deferred pension early where a person is permanently disabled. This discretion allows consideration of not making such a payment where the firefighter was dismissed	A person who, on dismissal from the authority's employment, becomes entitled to a deferred pension will not be entitled to early payment of that deferred pension before reaching the age of 65 unless the authority concludes there are exceptional circumstances that justify early payment.
69	Discretion, at any time and to such extent as the fire and rescue authority think fit, to restore a pension withdrawn under Part 9, Rule 5 [ Withdrawal of pension on conviction of certain offences], or to apply it for the benefit of any dependant of the pensioner.	Part 9, Rule 5, paragraph 4	This discretion will be exercised by the Council's Section 151 Officer. The offences referred to in Part 9 Rule 5 are:- (a) An offence of treason (b) One of more offences under the Official Secrets Acts 1911 to 1989 for which the pensioner has been sentenced, on the same occasion, to a term of imprisonment of at least 10 years or two or more consecutive terms amounting in aggregate to at least 10 years (c) An offence, committed in connection with his employment by an authority, which is certified by the Secretary of State ((i) as gravely injurious to the interests of the State or (ii) as likely to lead to serious loss of confidence in the public service	Where a pension has been withheld following a conviction for a relevant offence the scheme manager may, to such extent and for such duration as the scheme manager thinks fit, apply the pension for the benefit of any dependant of the member or restore it to the member

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70	Discretion to decide to what extent an award should be forfeited by a person who has been convicted of an offence under section 34(6) of the Fire and Rescue Services Act 2004 (acts or omissions for purposes of obtaining awards or other sums).	Part 9, Rule 6	This discretion will be exercised by the Council's Section 151 Officer. Section 34(6) of the Fire and Rescue Services Act 2004 states that A person commits an offence if he does an act or makes an omission as a result of which he is injured or becomes ill, for the purpose of obtaining, for himself or another person— (a) an award under a scheme brought into operation under this section, or (b) a sum in respect of the repayment or application of contributions made under such a scheme.	A person who has been convicted of an offence under section 34(6) of the Fire and Rescue Services Act 2004 will forfeit the whole or part (as appropriate) of an award or sum unless the authority concludes there are exceptional circumstances that justify not applying the forfeit
71	Discretion to extend the time limit in which an election to pay pension contributions in respect of unpaid additional maternity or adoption leave must be made.	Part 11, Rule 4, paragraph 3	This discretion will be exercised by the Council's Section 151 Officer	The time limit in which an election to pay pension contributions in respect of unpaid additional maternity or adoption leave must be made will only be extended where the authority concludes that the circumstances of the individual case are such that it is reasonable and equitable to agree an extension. The length of any extension will be the decision of the authority.
72	Discretion to deduct contributions in respect of unpaid additional maternity or adoption leave from the death grant payable under Part 5 if the member dies without giving notice within the election time limit that he/she wishes to pay such contributions.	Part 11, Rule 4, paragraph 6	This discretion will be exercised by the Council's Section 151 Officer	Contributions in respect of unpaid additional maternity or adoption leave will be deducted from the death grant payable unless the person who will receive the death grant expressly requests that this should not happen and the contributions have been separately paid to the authority prior to the payment of the death grant.
73	Discretion to allow a part-time regular firefighter to purchase pro-rata'd additional service.	Part 11, Rule 5, paragraph 5	This discretion will be exercised by the Council's Section 151 Officer	A part-time regular firefighter will be allowed to purchase pro-rata'd additional service.
74	Discretion to agree to a firefighter member's request to discontinue payment of additional contributions to purchase service provided this is solely on the grounds of the member's financial circumstances.	Part 11, Rule 8, paragraph 1	This discretion will be exercised by the Council's Section 151 Officer This discretion is to allow a firefighter to cease making additional contributions	A firefighter member's request to discontinue payment of additional contributions to purchase service will be agreed provided that the request is solely on the grounds of the member's financial circumstances.

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75	Discretion as regards timing of recommencement of payment of additional contributions to purchase service	Part 11, Rule 8, paragraph 2	This discretion will be exercised by the Council's Section 151 Officer The date upon which additional contributions to purchase service will recommence will normally be at the end of the 6 month period.	Where the member wishes to recommence before the end of the 6 month period then the date will be that which is agreed between the member and the authority
76	Discretion to extend time limit for the payment of contributions in respect of periods of unpaid service or absence.	Part 11, Rule 9, paragraph 4(c)	This discretion will be exercised by the Council's Section 151 Officer Contributions in respect of periods of unpaid service or absence will normally be paid within 6 months of returning to duty at the end of that period.	Where a member requests that contributions in respect of a period of unpaid service or absence be paid for a period exceeding 6 months of returning to duty, this will only be agreed if the authority concludes there are exceptional reasons that justify an extension. The length of any extension will be the decision of the authority.
77	Selection of "the guarantee date" for statement of cash equivalent transfer value entitlement.	Part 12, Rule 3, paragraphs 1 and 2	This discretion will be exercised by the Council's Section 151 Officer This discretion allows the determination of a guarantee date for the calculation of a transfer value from the New Firefighter Pension Scheme.	The authority will specify within a statement of entitlement the 'guarantee date' date by reference to which the cash equivalent or club transfer is calculated. The authority will, if they believe it reasonable, extend this date to a date within six months of the date of the member's application where, for reasons beyond the authority's control, the information needed to calculate the transfer value cannot be obtained before the end of the three month period .
78	Discretion to charge member for third or subsequent statement of cash equivalent transfer value entitlement requested within any 12 month period.	Part 12, Rule 3, paragraph 6	This discretion will be exercised by the Council's Section 151 Officer This discretion refers to transfer values coming into the New Fire Pension Scheme	Members will be charged for a third or subsequent statement of cash equivalent transfer value entitlement requested within any 12 month period excepting where all of the statements of cash equivalent transfer value entitlement are in respect of rights with different pension schemes .
79	Discretion to extend the one-year time limit for an application for a transfer payment into the NFPS from another pension arrangement.	Part 12, Rule 9, paragraph 2	This discretion will be exercised by the Council's Section 151 Officer	The scheme manager will only extend the time limit in which a person can request a transfer payment from a non -occupational pension scheme beyond one year where, having considered the circumstances of the case, they believe it is reasonable and equitable to do so.

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80	Discretion to accept a transfer value.	Part 12, Rule 10, paragraph 1, subject to paragraph 3	This discretion will be exercised by the Council's Section 151 Officer	Subject only to all legislative requirements being met and there being no actuarial advice cautioning against the acceptance, then transfer values in respect of a current member shall be accepted.
81	Requirement to estimate amounts payable to, and out of, the Firefighters' Pension Fund for each financial year and discretion to submit revised information to Secretary of State.	Part 13, Rule 4, paragraphs 3 and 4	This discretion will be exercised by the Council's Section 151 Officer	Where the estimated amounts payable to, and out of, the Firefighters' Pension Fund for a financial year are revised, the revised information will only be submitted to the Secretary of State where the authority believes the differences are material.
82	Discretion to delay payment of an award to the extent necessary for determining any question as to the fire and rescue authority's liability.	Part 14, Rule 3, paragraph 2(a)	This discretion will be exercised by the Council's Section 151 Officer, This discretion allows the fire authority to delay payment until they have satisfied themselves as to the eligibility to that payment	Where any question regarding the authority's liability to make a payment remains unresolved, then payment of the award will be delayed until the question is resolved
83	Discretion to pay an award at other reasonable intervals if impracticable to pay at the standard monthly periods.	Part 14, Rule 3, paragraph 2(b)	This discretion will be exercised by the Council's Section 151 Officer	Where the authority concludes that, by reason of the amount of the award, its payment monthly in arrears would be impractical, then the authority will make payments at such reasonable intervals as it thinks fit.
84	Discretion to recover all or part of an overpayment following a pensioner's death of which the fire and rescue authority were not informed (including by making an off-set against any other awards payable under the NFPS in respect of the deceased)	Part 14, Rule 3, paragraph 5	This discretion will be exercised by the Council's Section 151 Officer	Where the authority are not informed promptly of the death of a pensioner and a pension to which that pensioner was entitled has continued in payment, the authority will recover all or part of the overpayment, as they think fit, and by set off against any other award payable in respect of the deceased.
85	Discretion as to recipient of any sum payable to a minor.	Part 14, Rule 5, paragraph 1	This discretion will be exercised by the Council's Section 151 Officer This discretion allows the payment of sums due to a minor to an appropriate person	Where a sum is payable to a minor, the pensions administrator will, where they think fit, pay the sum to such other person as the pensions administrator deem appropriate and subject to the other person agreeing and confirming that the sum will be applied for the minor's benefit

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86	Discretion as to recipient, or application, of payments due to a person incapable of managing his/her own affairs	Part 14, Rule 5, paragraph 2	This discretion will be exercised by the Council's Section 151 Officer. This discretion allows the consideration of payment of an award to an appropriate person where the recipient is deemed incapable of managing their affairs.	Where, in the scheme manager's opinion, a person is unable to manage their own affairs then they will decide, based on the circumstances of the individual case, who should receive payment of the person's benefits, having full regard for the fact that they must be applied for the benefit of the person.
87	Discretion, following the death of a person, as to recipient(s) of sums less than the amount specified in the Administration of Estates (Small Payments) Act 1965.	Part 14, Rule 6, paragraph 1	This discretion will be exercised by the Council's Section 151 Officer. This discretion deals with awards less than £5,000 and allows decisions to be made of who should receive this amount.	Where, in the pensions administrator's opinion, the circumstances of a case are such that the production of probate or letters of administration are not required, this discretion will be exercised.
88	Discretion to withhold sums due in respect of an award to a firefighter where there has been a loss to the funds of the fire and rescue authority as a result of fraud, theft or negligence on the part of that person in connection with his/her employment.	Part 14, Rule 6, paragraphs 4 to 6	This discretion will be exercised by the Council's Section 151 Officer This discretion allows the authority to reclaim sums lost as a result of fraud, theft or negligence on the part of that person in connection with their employment.	Where a member has caused a loss to the funds of the fire and rescue authority as a result of fraud, theft or negligence on the part of that person in connection with his/her employment, the authority will, to such extent and for such duration as the authority considers appropriate, withhold benefits payable to that person under the scheme. The value of benefits withheld will not exceed the current value of the loss of funds
89	Discretion to require a person who is or may be entitled to a pension or a lump sum under the NFPS to provide the fire and rescue authority with supporting evidence as to identity and to continuing entitlement to any payment under the Scheme, and discretion to withhold the whole or part of any amount due where a person fails to comply with this requirement.	Part 15, Rule 3	This discretion will be exercised by the Council's Section 151 Officer. This discretion gives the authority the ability to require confirmation of identity when making an award.	The authority may, by written notice, require any person who is in receipt of a pension or may have an entitlement to a pension or lump sum to provide the authority with such supporting evidence as the authority deems it reasonably requires to establish the identity of the person and/or their continuing or future entitlement to the payment of the pension or lump sum. Where a person fails to comply with the requirement, the authority will withhold the whole or part of any amount of any payment otherwise due
90	Decision as to date of issue of annual benefit statements and relevant date for the pension illustration.	Part 15, Rule 4	This discretion will be exercised by the Council's Section 151 Officer	The date of issue of annual benefit statements and relevant date for the pension illustration will comply with overriding legislative requirements. Within this constraint, the dates chosen will be the earliest conducive with maximum operational efficiency.

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91	Discretion to extend 28 day time limit in which a person must lodge a medical appeal to a period not exceeding 6 months from the date of issue of the documents under Part 8, Rule 4, paragraph 4, provided the authority are of the opinion that the person's failure to lodge the appeal within the 28 days was not due to his/her own default.	Annex 2, paragraph 1(2)	This discretion will be exercised by the Chief Fire Officer	Where an appeal in not made within 28 days of the date upon which the member receives the medical opinion and the scheme manager is of the opinion that the person's failure to give notice within the required period was not due to the person's own default, the scheme manager will extend the time limit for such period as the scheme manager considers appropriate, not exceeding six months from the date medical opinion documents were issued.
92	Discretion to decide fire and rescue authority's representative at Medical Appeal Board interview.	Annex 2, paragraph 6(5)	This discretion will be exercised by the Chief Fire Officer	The scheme manager will decide which persons will attend the interview as its representatives.
93	Discretion to decide whether or not to submit written evidence or a written statement to Medical Appeal Board.	Annex 2, paragraph 7(1)	This discretion will be exercised by the Chief Fire Officer	The scheme manager will decide whether or not to submit written evidence or a written statement , and will decide a response to any written evidence or written statement from the appellant.
94	Discretion, where Medical Appeal Board decide that a person's appeal was "frivolous, vexatious or manifestly ill-founded", to require the appellant to pay to the fire and rescue authority such sum as the authority think fit, not exceeding the total amount of fees and allowances payable by the authority to the Board under Annex 2, paragraph 9(1).	Annex 2 paragraph 10(2)	This discretion will be exercised by the Chief Fire Officer	Where the medical appeal board decides that a person's appeal was frivolous, vexatious or manifestly ill - founded, the scheme manager will require the appellant to pay to the fire and rescue authority such sum, not exceeding the fees and allowances payable to the board, as the scheme manager considers appropriate
95	Discretion, where appellant withdraws appeal less than 22 working days before the date appointed for interview or medical examination, to require the appellant to pay to the fire and rescue authority such sum as they think fit, not exceeding the Medical Appeal Board's total amount of fees and allowances payable to the Board by the authority	Annex 2, paragraph 10(3)	This discretion will be exercised by the Chief Fire Officer	Where the appellant withdraws a medical appeal less than 22 working days before the date appointed, the scheme manager will require the member to pay the authority such sum, not exceeding the total amount of the fees and allowances payable to the board, as the scheme manager considers appropriate.