

SUGGESTED ACTION FOR MEMBERS ALREADY REVIEWED.

Members who believe that an SMP and/or a Medical Appeal Board have contravened the **POLLARD, TURNER, LAWS or AYRES** principles in a previous assessment cannot automatically re-open it.

If they are **within 28 days** of an SMP decision they should lodge an appeal to the PMAB.

If they are **within 3 months** of a PMAB decision a judicial review application is possible and should be considered after taking advice. (Local Police Federations should be approached in the first instance to support this course of action.)

If they are outside both these time limits then they should request the Police Authority to agree to refer the matter back for reconsideration under Regulation 32 (2) of the Police (Injury Benefit) Regulations 2006.

If this is refused a fresh review under Regulation 37 Police (Injury Benefit) Regulations 2006, can be requested but this would be a completely new review and not a reconsideration of the previous review.

Should this course of action prove negative then the member should pursue a complaint of maladministration to the Pensions Ombudsman. It may be that The Pensions Advisory Service can assist in this process. Further information and contact details can be found on their website at:

www.pensionsadvisoryservice.org.uk/

Complaints to the Pensions Ombudsman should be brought **within three years** of the events complained about.

Further information can be found on the Pensions Ombudsman website at:

www.pensions-ombudsman.org.uk/

A draft letter to the Force and the referred to stated cases can be found on the Pensions page of our website at www.narpo.org