



An Bord Pinsean -  
**The Pensions Board**

Authority for Pensions

## **Press Release**

### **Construction company director pleads guilty to 31 charges for non remittance of pension contributions in a case taken by the Pensions Board.**

**Monday 14 December 2009:** The Pensions Board successfully prosecuted Wave Roofing and Cladding Limited with an address at 45 Sevenoaks, Frankfield Grange, Douglas, Co. Cork and Gerard Walsh, a director, for non remittance of pension contributions to the trustees of the Construction Workers Pension Scheme (CWPS).

The case was heard by Judge O'Leary in Cork District Court, The Courthouse, Anglesea Street, Cork. Judge O'Leary fined the company €1,000 on each of the 31 charges amounting to €31,000 in total, with 90 days to pay. In relation to the director, Judge O'Leary adjourned the case to the 26<sup>th</sup> February, 2010 in order that a community service report could be prepared, to assist the Judge in deciding whether to impose two hundred hours of community service on the defendant director, or to impose a custodial sentence of four months in respect of each of the 31 charges to run concurrently.

The Pensions Board supervises occupational pension schemes and monitors employers' compliance with the legislation relating to the collection and remittance of pension contributions.

Commenting on the prosecution, the Chief Executive of the Pensions Board, Mr. Brendan Kennedy, said, "The Pensions Board treats the failure of the employer to remit pension contributions to the trustees of the pension scheme as a very serious offence. The Board has a responsibility to ensure that pension contributions are remitted to the trustees of pension schemes and regards non-compliance in this regard as a serious matter.

The Board is currently preparing prosecutions of a number of other employers and directors. We advise any employer with outstanding pension contributions to contact the pension scheme to regularise their position."

December 2009