



**Philip Seccombe
Police and Crime
Commissioner
for Warwickshire**

Decision Application WPC20123

Complaints Review Manager

Application Date:	28.01.20	Name of Applicant:	Debbie Mullis
Application Decision Reference: WPC20123			
1. Summary of the application To second a Complaints Review Manager from the West Midlands Office of the Police and Crime Commissioner to conduct reviews on behalf of the Warwickshire Police and Crime Commissioner to fulfil the requirement of the Police (Complaints and Misconduct) Regulations 2020.			
2. Background information: The Police (Complaints and Misconduct) Regulations 2020, will come in to place on 1 st February 2020. PCCs have a mandatory duty to take on model 1 of the legislation, becoming the new review body for all complaint appeals previously heard by Warwickshire Police. More serious complaint reviews will be carried out by the Independent Office of Police Conduct. There are low numbers of complaint reviews under the current system of approximately 30 a year. It is unclear if this will rise or fall under the new regulations. As the numbers are so low, it would not be realistic to recruit an officer to conduct these reviews and there is not appropriate capacity to handle complaints within the office structure. After researching the options, the Warwickshire Commissioner made the decision to collaborate with the West Midlands Police and Crime Commissioner. A secondment agreement will be established for 0.1fte time of the West Midlands OPCC 0.8fte post to be used to conduct Warwickshire reviews. The costs for the post have been shared, with travel expenses to Warwickshire to be paid by the Warwickshire OPCC at the West Midlands OPCC staff claim rate.			
3. Whether additional information/report is attached to support this decision application NO			

4. Expected benefits (non financial)

For the PCC's statutory requirement of the Police (Complaints and Misconduct) Regulations 2020 to be fulfilled.

For the reviews to be conducted by a trained officer who will deal with the reviews in a quick and timely fashion.

5. Impact of not approving the application

That the PCC does not fulfil his statutory obligation to conduct complaint reviews under the Police (Complaints and Misconduct) Regulations 2020.

An alternative method for completing the reviews would have to be sought and could lead to delays and additional costs.

6. Costs

Revenue: Salary related expenditure of £4,386 per annum for 0.1fte share of the salary and on-costs for the post is anticipated, in addition to any specific expense claims for working within Warwickshire

Capital: None

7. Savings:

Savings would be apparent on officer time at the OPCC.

8. Equality and Diversity Implications:

The recruitment process was undertaken in a fair and transparent way. There are no other equality or diversity implications of the post.

9. Treasurer's comments

The costs of the Complaints Review Manager will be financed in 2020/21 from within the existing PCC revenue budget, by undertaking a virement from an underspending budget as a result of savings or efficiencies. The costs of the post in future years will be built into the base budget from 2021/22 onwards.

10. Legal/Monitoring Officer comments

The proposal falls within the powers of the Police and Crime Commissioner to enter collaboration agreements and secondment arrangements under the Police Reform and Social Responsibility Act 2011 and the Police (Complaints and Misconduct) Regulations 2020. The lawfulness of the proposed arrangements have been reviewed by Warwickshire Legal Services.

Decision of the Police and Crime Commissioner

Agreed.

PCC Signature:

Date of Decision: 5th May 2020