

**POLICE AND CRIME COMMISSIONER (PCC) FOR LINCOLNSHIRE
REQUEST FOR DECISION**

REF: 037 / 2015

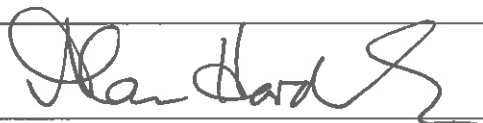
DATE: 23 December 2015

SUBJECT		INTEGRATED RESTORATIVE JUSTICE SERVICE – CONTRACT EXTENSION
REPORT BY	CHIEF EXECUTIVE	
CONTACT OFFICER	Howard Hunt, Deputy Chief Executive Telephone 01522 947192	
EXECUTIVE SUMMARY AND PURPOSE OF REPORT To approve the extension of the existing contract with Restorative Solutions (CIC) for the provision of an integrated restorative justice service within Lincolnshire by 12 months.		
RECOMMENDATION	<i>That the proposed contract extension is put in place.</i>	

POLICE AND CRIME COMMISSIONER FOR LINCOLNSHIRE

I hereby approve the recommendation above, having considered the content of this report.

Signature:



Date:

23/12/15

A. NON-CONFIDENTIAL FACTS AND ADVICE TO THE PCC

A1. INTRODUCTION AND BACKGROUND

1. As part of the Police and Crime Commissioner's strategy to commission local services for victims of crime and anti-social behaviour across Lincolnshire, following open competition and in line with prevailing contract regulations, he awarded a contract for an integrated restorative justice service (RJ Service). The contract was awarded to Restorative Solutions (CIC) for the period 1 April 2015 to 31 March 2016 with provision to extend this by 12 months at the sole discretion of the Police and Crime Commissioner (PCC). It is recommended that this option is now exercised and the current arrangements extended to 31 March 2017.
2. In the period to September 2015, 700 restorative resolutions were completed. In addition there were 50 referrals for face to face conferences involving victims of offences in cases at varying stages of the Criminal Justice System or involving neighbourhood dispute.

3. Monthly contract management meetings take place between the provider and Chief Inspector Garthwaite of Lincolnshire Police. Provision to date is in line with the specification outlined in the original invitation to tender and contract.

A2. LINKS TO POLICE AND CRIME PLAN AND PCC'S STRATEGIES/PRIORITIES

Within his Police and Crime Plan and the priority of police and services that are there when you need them, the PCC makes a specific commitment to the provision of services for victims of crime. During the period of the contract extension there will be an election for PCCs (May 2016). The newly elected PCC will wish to review all commissioned services in the context of the priorities he sets within his/her new Police and Crime Plan, legislative requirements placed upon him/her and any associated commissioning strategy.

B. FINANCIAL CONSIDERATIONS

The 1 April 2015 – 31 March 2016 contract value is £70,000. The provider has proposed that the cost of a second year of the same provision will be the same amount, i.e. £70,000.

Police and Crime Commissioner's receive specific grants for the provision of victims' services (including restorative justice) from the Ministry of Justice.

Provision for the costs of this contract will be built into the PCC's budget for 2016-17.

C. LEGAL AND HUMAN RIGHTS CONSIDERATIONS

[This should include the legal powers the PCC has for making the decision]

The Code of Practice for Victims of Crime sets out the duties placed on police and crime commissioners and others in terms of the services that have to be provided under the Code. The Code is made pursuant to section 33 of the Domestic Violence, Crime and Victims Act 2004. The Queen's Speech 2015 sets out that key entitlements of victims and witnesses are to be enshrined in primary legislation in the Government's forthcoming legislative programme.

Section 9 of the Police Reform and Social Responsibility Act 2011 provides Police and Crime Commissioners with the powers to award crime and disorder grants to any organisations and projects which, in the opinion of the PCC, will secure, or contribute to securing, crime and disorder reduction in the police area.

In addition, Section 143 of the Anti-social Behaviour, Crime and Policing Act 2014 provides Police and Crime Commissioners with powers to provide or commission services. Within the meaning of this section, a PCC may provide or arrange for the provision of:

- (a) services that in the opinion of the PCC will secure, or contribute to securing, crime and disorder reduction in the PCC's area
- (b) services that are intended by the PCC to help victims or

witnesses of, or other persons affected by, offences and anti-social behaviour

(c) services of a description specified in an order made by the Secretary of State.

A PCC arranging for the provision of services under this section may make grants in connection with the arrangements. A grant may be subject to any conditions (including conditions as to repayment) that the PCC thinks appropriate. For the purposes of the legislative provision "anti-social behaviour" means behaviour by a person that causes or is likely to cause harassment, alarm or distress to one or more other persons not of the same household as that person; "crime and disorder reduction" means reduction in levels of:

- (a) crime and disorder (including anti-social behaviour and other behaviour adversely affecting the local environment),
- (b) the misuse of drugs, alcohol and other substances, and
- (c) re-offending.

Advice about the initial procurement and subsequent extension of the contract has been sought from the Lincolnshire Police Strategic Procurement Unit, is informed by the Police Contract Regulations 2006 (as amended) and supports the course of action recommended in this report.

D. PERSONNEL AND EQUALITIES ISSUES

In contracting with a provider, the Police and Crime Commissioner places an expectation on that provider that they meet all applicable legislative requirements in relation to personnel and equalities issues.

E. REVIEW ARRANGEMENTS

Chief Inspector Garthwaite (Head of the Force Control Room and Manager of Victim Lincs) carries out contract management of the provider. The RJ Service Development Manager also meets with all Lincolnshire Police Chief Officers. This contract makes provision for one extension only and therefore cannot be extended beyond act cannot be extended any further. During the period of the contract extension there will be an election for PCCs (May 2016). The newly elected PCC will wish to review all commissioned services in the context of the priorities he sets within his/her new Police and Crime Plan and any associated commissioning strategy.

F. RISK MANAGEMENT

Risk management forms an intrinsic part of the contract management process. The key risk of the absence of this service provision for which there is a demonstrable need is eliminated by the recommendation of this report.

G. PUBLIC ACCESS TO INFORMATION

Information in this form along with any supporting material is subject to the Freedom of Information Act 2000 and other legislation. Part 1 of this form will be made available on the PCC's website within one working day of approval. However, if release by that date would compromise the implementation of the decision being approved, publication may be deferred. An explanation for any deferment must be provided below, together with a date for publication.

Is the publication of this form to be deferred? No

If Yes, for what reason:

Until what date:

Any facts/advice/recommendations that should not be made automatically available on request should not be included in Part 1 but instead on the separate part 2 form.

Is there a part 2 form? No

If Yes, for what reason:

ORIGINATING OFFICER DECLARATION

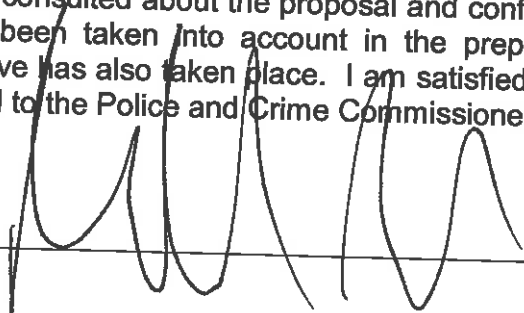
	Initial to confirm
Originating Officer: The Deputy Chief Executive recommends this proposal for the reasons outlined above.	HH.
Financial advice: The PCC's Chief Finance Officer has been consulted on this proposal.	BF
Monitoring Officer: The PCC's Monitoring Officer has been consulted on this proposal	sf
Chief Constable: The Chief Constable has been consulted on this proposal	MR

OFFICER APPROVAL

Chief Executive

I have been consulted about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report. Consultation outlined above has also taken place. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner for Lincolnshire.

Signature:



Date: 22/12/15

