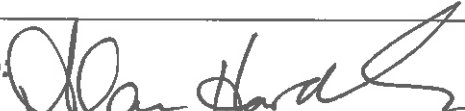


**POLICE AND CRIME COMMISSIONER (PCC) FOR LINCOLNSHIRE
REQUEST FOR DECISION**

REF: 038 / 2015

DATE: 23 December 2015

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| SUBJECT | CHILDREN AND YOUNG PERSON'S INDEPENDENT SEXUAL VIOLENCE ADVOCACY (CYP ISVA) 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 Victim Support for the CYP ISVA service by 12 months. | |
| RECOMMENDATION | <i>That the proposed contract extension is put in place.</i> |

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| 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 across Lincolnshire, following open competition and in line with prevailing contract regulations, he awarded a contract for a one year pilot support service for young victims of sexual violence (CYP ISVA service). The contract was awarded to Victim Support 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. An initial analysis carried out by the PCC highlighted a specific service gap in this area, with an absence of specialist ISVA provision for this age group. This informed the service specification and invitation to tender. The PCC already funded adult ISVA provision, which is commissioned via Lincolnshire County Council. The PCC also contributes to 50% of the costs of the County's Sexual Assault Referral Centre.

3. Since the CYP ISVA pilot service has been in operation the service has dealt with 151 referrals (April 2015 – September 2015). The PCC's service is complemented by NHS provision which has a more clinical focus, taking referrals directly from health professionals. This service received 18 referrals in the period 1 July 2015 – 30 September 2015. Both services inter-refer if one believes that the other will best meet the needs of the victim. However there remains an absence of a shared strategy among all commissioners (PCC, NHS, local councils) for this area of service provision, despite the PCC's attempts to galvanise partners into developing one.
4. Detective Superintendent Hatton has written to the Assistant Director Safer Communities, Lincolnshire County Council to discuss the Terms of Reference and creation of a new board to take responsibility for making progress in co-ordinating a cross partnership and third sector agency response to the Community Safety Partnership priority of Sexual Violence. The terms of reference will include the commissioning and alignment of CYP sexual violence advocates.
5. In the meantime, the numbers of sexual offences reported to the police and other services continues to grow and there is clear demand for the PCC's provision which, if withdrawn, would lead again to a lack of bespoke support for victims within this age cohort. Detective Superintendent Richard Hatton, Head of the Lincolnshire Police Public Protection Unit therefore recommends that the existing provision should be extended for a further year until 31 March 2017. This advice is supported by the Deputy Chief Constable.

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 £86,986. The provider has proposed that the cost of a second year of the same provision will be £97,178 and has supplied a cost breakdown. Police and Crime Commissioner's receive specific grants for the provision of victims' services 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.

The 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 which also supplies the PCC's core victims support, cope and recover service. Specialist advice is supplied via Superintendent Hatton. This contract makes provision for one extension only and therefore cannot be extended beyond 31 March 2017. 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? Yes

If Yes, for what reason:

Procurement advice and demand data that includes case studies detailing specific cases of sexual assault. Some data is also owned by third parties and provided only to assist the PCC in decision making.

ORIGINATING OFFICER DECLARATION

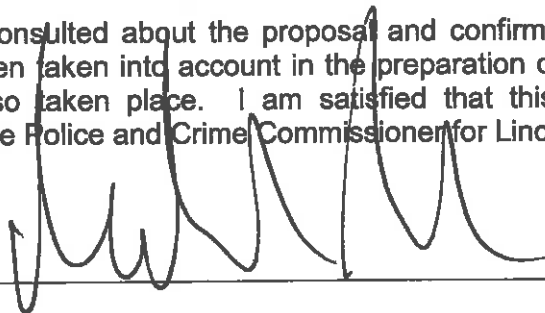
| | Initial to confirm |
|---|--------------------|
| Originating Officer: The Deputy Chief Executive recommends this proposal for the reasons outlined above. | HM |
| Financial advice: The PCC's Chief Finance Officer has been consulted on this proposal. | JCF |
| Monitoring Officer: The PCC's Monitoring Officer has been consulted on this proposal | g |
| Chief Constable: The Chief Constable has been consulted on this proposal | K |

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

