

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

REF: 20/2014

DATE: 7 August 2014

<b>SUBJECT</b>		<b>INTEGRATED SCHEME OF GOVERNANCE</b>
<b>REPORT BY</b>	<b>CHIEF EXECUTIVE</b>	
<b>CONTACT OFFICER</b>	<b>JOHN KING, CORPORATE ADMINISTRATION OFFICER</b>	
	<b>CONTACT TELEPHONE: (01522) 947227</b>	
<b>EXECUTIVE SUMMARY AND PURPOSE OF REPORT</b>		
To consider and approve a revised Scheme of Arrangements for the Discharge of Functions.		
<b>RECOMMENDATION</b>	That the revised Scheme of Arrangements for the Discharge of Functions provided at Appendices A to D be approved and implemented with effect from 7 August 2014.	

**POLICE AND CRIME COMMISSIONER FOR LINCOLNSHIRE**

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

Signature:  Date: 07/08/14

**A. NON-CONFIDENTIAL FACTS AND ADVICE TO THE PCC**

**A1. INTRODUCTION AND BACKGROUND**

- 1.1. The Police Reform and Social Responsibility Act 2011 provided for the creation of two corporations sole in each police force area i.e. that of the Police and Crime Commissioner (PCC) and that of the Chief Constable. Previously, the former Police Authority had been the single corporate entity governing the delivery of policing services.
- 1.2. Stage 1 of the introduction of Police and Crime Commissioners from November 2012 involved the transfer of all staff to the employ of the Police and Crime Commissioner and similarly the transfer of all assets and liabilities to the PCC. On assuming office, the PCC adopted a Scheme of Arrangements for the Discharge of Functions including Consented Powers, Delegations to Officers, Financial Regulations and Contract and Procurement Regulations. Lincolnshire's Scheme of Arrangements largely maintained the approach adopted by the former Police Authority in terms of delegations from the PCC to officers, with

contractual activity being carried out on behalf of the PCC rather than on behalf of the Chief Constable.

- 1.3. The Police Reform and Social Responsibility Act 2011 required the implementation of a Stage 2 transfer from 1 April 2014, in accordance with a local scheme approved by the Home Secretary. The PCC submitted a Stage 2 Transfer Scheme to the Home Secretary on 4 March 2014 and received approval thereto.
- 1.4. Lincolnshire's Stage 2 Transfer Scheme provided for the transfer of the majority of police staff to the employ of the Chief Constable. Staff remaining in the employ of the PCC are those working directly within the PCC's office and the Corporate Communications Team.
- 1.5. Lincolnshire has adopted a shared services approach to Corporate Communications, the management of Commercial Partnerships and Corporate Finance which has involved the agreement of shared Business Plans for each of these areas by both the PCC and the Chief Constable. A different employment model has been adopted for each of the three shared service areas, with staff in Corporate Communications being employed by the PCC, staff in the Commercial Partnerships Team being employed by the Chief Constable and the Corporate Finance Team being comprised in part by staff in the employ of the PCC and in part by staff in the employ of the Chief Constable.
- 1.6. Alongside the transfer of staff, the PCC has been required to consider and determine the extent to which assets and liabilities should transfer to the ownership of the Chief Constable and whether to permit the Chief Constable to enter into contracts. In Lincolnshire, the PCC has determined that he will continue to hold all assets and liabilities and will remain the sole contracting body for Lincolnshire Police.
- 1.7. In order to reflect these new governance arrangements, the elements of the PCC's Scheme of Arrangements for the Discharge of Functions have been amended as follows:

(a) Scheme of Consent

Sets out the extent to which the PCC empowers the Chief Constable to enter into contracts, etc, on his own behalf rather than as an agent of the PCC. The Scheme of Consent is attached at **Appendix A** and reflects the PCC's decision to not confer consent.

(b) PCC's Scheme of Delegation

Provides for the delegation of powers from the PCC to staff in his direct employ. The PCC's Scheme of Delegation is attached at **Appendix B**.

(c) Chief Constable's Scheme of Delegation

Provides for the delegation of powers from the Chief Constable to officers and to staff in his direct employ. The Chief Constable's Scheme of Delegation is attached at **Appendix C**.

(d) PCC and Chief Constable Financial and Contract Regulations

The PCC and the Chief Constable have decided that it is appropriate to adopt the same Financial Regulations. The PCC and Chief Constable Financial and Contract Regulations are attached at **Appendix D**.

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

None.

**B. FINANCIAL CONSIDERATIONS**

None.

**C. LEGAL AND HUMAN RIGHTS CONSIDERATIONS**

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

The proposals described in this paper respond to the requirements of the Police Reform & Social Responsibility Act 2011.

**D. PERSONNEL AND EQUALITIES ISSUES**

None.

**E. REVIEW ARRANGEMENTS**

The Scheme of Governance will be subject to annual review.

**F. RISK MANAGEMENT**

The Scheme of Governance is a key component of the risk management framework.

**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

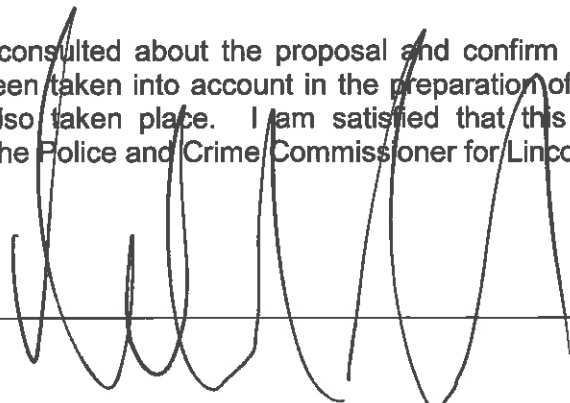
	Tick to confirm
Originating Officer: The Chief Executive recommends this proposal for the reasons outlined above.	✓
Financial advice: The PCC's Chief Finance Officer has been consulted on this proposal.	✓
The CC's Chief Finance Officer has been consulted on this proposal.	✓
Monitoring Officer: The PCC's Monitoring Officer has been consulted on this proposal	✓
Chief Constable: The Chief Constable has been consulted on this proposal	✓

### 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:**

7/8/14