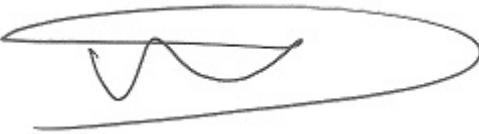


**POLICE AND CRIME COMMISSIONER (PCC) FOR LINCOLNSHIRE
REQUEST FOR DECISION**

REF: 006/2020

DATE: 02 April 2020

SUBJECT		EAST MIDLANDS POLICE LEGAL SERVICE
REPORT BY	DEPUTY CHIEF CONSTABLE	
CONTACT OFFICER	Craig Sutherland, Head of EMPLS	
EXECUTIVE SUMMARY AND PURPOSE OF REPORT		
<p>Derbyshire, Northamptonshire, Leicestershire, Lincolnshire and Nottinghamshire collaborate on legal services. The purpose of the collaborative venture, known as the East Midlands Police Legal Service (EMPLS) is to provide or obtain advice and representation for the Chief Constables and Police and Crime Commissioners on all matters that fall outside the remit of the CPS.</p> <p>A Section 22 Collaboration Agreement was signed by all five PCCs and Chief Constable in July 2014. That Agreement has now been updated to extend the agreement to the Police, Fire and Crime Commissioner for Northamptonshire, acting as the Northamptonshire Fire and Rescue Authority.</p>		
RECOMMENDATION	<i>It is recommended that this new MOU is signed and returned.</i>	

POLICE AND CRIME COMMISSIONER FOR LINCOLNSHIRE	
I hereby approve the recommendation above, having considered the content of this report.	
	2 April 2020
Signature:	Date

A. NON-CONFIDENTIAL FACTS AND ADVICE TO THE PCC

A1. INTRODUCTION AND BACKGROUND

1. The Chief Constables of Derbyshire Constabulary, Leicestershire Police, Lincolnshire Police, Northamptonshire Police and Nottinghamshire Police, together with the Policing bodies of Derbyshire, Leicestershire, Lincolnshire, Northamptonshire and Nottinghamshire entered into a collaboration agreement pursuant to Section 22A of the Police Act 1996 in July 2014, to carry out a

collaborative venture known as EMPLS with the aim of providing a legal advice unit for the participating parties.

2. The Policing Body for Northamptonshire, previously the PCC for Northamptonshire, has since become the Police, Fire and Crime Commissioner for Northamptonshire, with responsibility for both policing and fire and rescue services in Northamptonshire.
3. This agreement extends the previous collaborative venture to the Police Fire and Crime Commissioner for Northamptonshire, acting as the Northamptonshire Fire and Rescue Authority.
4. The Agreement replaces earlier collaborative agreements in respect of EMPLS, including the original collaboration agreement, and governs the parties' continued collaboration in relation to EMPLS.

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

The Agreement links to the Police and Crime Commissioner's key principle of "policing that works".

B. FINANCIAL CONSIDERATIONS

Details of the financial contribution are outlined in the Agreement, specifically within Schedule 2.

C. LEGAL AND HUMAN RIGHTS CONSIDERATIONS

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

The Agreement is in full accordance with the Police Acts of 1996 and 1997 and the Investigatory Powers Act 2016.

D. PERSONNEL AND EQUALITIES ISSUES

[This should include a copy of the Equality Impact Assessment, if required]

Details of the financial contribution are outlined in the Agreement.

E. REVIEW ARRANGEMENTS

The Agreement may be reviewed on an annual basis, or as determined by the PCCs.

F. RISK MANAGEMENT

Each party must comply with the provisions of their own Business Continuity Plan and ensure that they can implement their obligations at any time.

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:

The Collaboration Agreement is an unredacted version of the Agreement and should not be published on the grounds that it could undermine operational tactics.

DECLARATIONS

	Initial to confirm
Originating Officer: DCC Jason Harwin recommends this proposal for the reasons outlined above	JH
The CC's Chief Finance Officer has been consulted on this proposal	SC
The Chief Constable has been consulted on this proposal	BS
The PCC's Chief Finance Officer has been consulted on this proposal	JF
The PCC's Monitoring Officer has been consulted on this proposal	MB

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.



23 March 2020

Signature

Date