

## PFCC Decision Report

|   |
|---|
| <b>Report reference number:</b> 126/19  |
| <b>Classification:</b> Not protectively marked  |
| <b>Title of report:</b><br>Digital Public Contact programme – Amendments to the Section 22 Collaboration Agreement for Single Online Home |
| <b>Area of county / stakeholders affected:</b> Countywide   |
| <b>Report by:</b> Pippa Brent-Isherwood (Chief Executive and Monitoring Officer)  |
| <b>Date of report:</b> 14 August 2019   |
| <b>Enquiries to:</b> Pippa Brent-Isherwood (Chief Executive and Monitoring Officer)   |

### 1. Purpose of the report

To confirm that the PFCC is content to acknowledge and accept the changes proposed to the Section 22 Collaboration Agreement relating to Single Online Home.

### 2. Recommendations

That the PFCC confirms to the Senior Responsible Officer for the Digital Policing Portfolio (DPP) their acknowledgement and acceptance of the changes proposed to the Section 22 Collaboration Agreement relating to Single Online Home.

### 3. Benefits of the proposal

The proposed changes to the Section 22 Agreement clarify the governance arrangements in respect of the Single Online Home platform.

### 4. Background and proposal

On 31 May 2019, via Decision Report 086/19, the PFCC signed up to the Section 22 Collaboration Agreement for the Single Online Home (SOH) Platform. Since then, it has been agreed by the Digital Public Contact (DPC) Programme Board, following further consultation with the Association of Police and Crime Commissioners (APCC) and the Association of Policing and Crime Chief Executives (APACE), that certain amendments should be made to the Section 22 Agreement. In summary, these amendments are as follows:

- The Agreement has been updated to reflect the fact that the Policing Bodies for Essex, North Yorkshire, Northamptonshire and Staffordshire should now be referred to as the Police, Fire and Crime Commissioners of the relevant forces.
- References to the “MPS Product Owner” have been amended to refer to the “Host Force Product Owner” and references to the “MPS” have been amended to refer to the “Host Force”, in order to deal with any future change in the entity that is the Host Force.
- Paragraphs 11.4 and 13.4 of Schedule 1 have been amended to make it clearer that, where a vote is taken on the basis of a 50/50 vote, the Host Force shall have 50% of the vote and the remaining members (excluding the Host Force) shall have the remaining 50% of the vote.
- Amendments have been made to paragraph 14 of Schedule 1 to clarify which members of the DPC Programme Board shall be entitled to vote in a 50/50 or Consensus Vote, and which members are advisory members only. In particular, an amendment has been made such that the Director of Single Online Home for UK Policing must approve a Consensus Vote but shall not be able to vote in a 50/50 Vote.
- Amendments have been made to Schedule 1 to clarify whether each individual member is representing the Host Force or is representing at a national level.
- A new paragraph 16 has been added to Schedule 1 to clarify how the APCC DPC lead (non-Host Force) shall discharge their responsibilities as a member of the DPC Programme Board, including the obligation to consult with other Policing Bodies and to exercise their vote in accordance with the outcomes of this consultation process.
- Amendments have been made to Schedule 8 to include a definition of Own Data and a clearer reference to CDS.

## **5. Alternative options considered and rejected**

The PFCC could choose not to acknowledge and accept the proposed amendments to the Section 22 Collaboration Agreement, and so preclude the Essex Police force from accessing the Single Online Home platform. This option is not recommended as the withdrawal of support for the current Police.uk solution with effect from 1 August 2019 means that not on-boarding to SOH would leave Essex Police in the position of having to procure its own online platform as a single force in order to comply with the Home Office mandate around sharing police forces’ crime and performance data. This would not be in the interests of Essex Police’s efficiency or effectiveness, whereas continued on-boarding to SOH ensures continuity of service to Essex communities and continued compliance by Essex Police with the Home Office mandate.

## **6. Police and Crime Plan**

“Effective use of technology” is highlighted as one of the key enablers in delivering the Police and Crime Plan. The recommendation contained within this report is consistent with the PFCC’s commitment within the Plan to strengthen our ability to share data and intelligence across agencies to prevent crime, support victims and target offenders, and

also with the commitment to improve police contact and engagement with the public through digital channels.

## **7. Police operational implications**

The Chief Constable has confirmed that he supports the recommendation.

## **8. Financial implications**

There are no financial implications arising from this decision.

## **9. Legal implications**

The Section 22 Collaboration Agreement relating to the Single Online Home Platform was made pursuant to section 22A of the Police Act 1996 (as amended), which enables Chief Officers of the police, local policing bodies and other parties to make an agreement about the discharge of functions by officers and staff where it is in the interests of the efficiency or effectiveness of their own and other police force areas. However it does not fetter the powers of the Secretary of State to rescind or request amendments to any collaboration agreement under sections 23G and 23H of the Police Act 1996.

The Chief Constable and the PFCC entered into this Agreement in their capacities as such under sections 1 and 2 of the Police Reform and Social Responsibility Act 2011, and not as individuals.

As amendments have been made to Schedule 1 of the Section 22 Agreement, both are required, pursuant to clause 20.5 of the Collaboration Agreement, to confirm in writing their agreement to these amendments. Such changes shall be deemed to be included in the Collaboration Agreement on receipt of this confirmation by the Digital Policing Portfolio (DPP) team.

Should the PFCC fail to respond to the request to confirm acceptance of the amendments proposed, they shall be deemed, under paragraph 20.5 of the Collaboration Agreement, to have given their approval.

In accordance with paragraph 20.5 of the Collaboration Agreement, neither the Chief Constable nor the PFCC are specifically required to consent to the amendments referenced in Section 4 of this report that fall outside of Schedule 1, as it is considered sufficient that these have been approved by the DPC Programme Board.

## **10. Staffing implications**

There are no staffing implications arising as a result of this decision.

## **11. Equality and Diversity implications**

There are no equality and diversity implications arising as a result of this decision.

## **12. Risks**

There are no identified risks arising as a result of the recommendation.

Should the Commissioner chose not to accept the recommendation, there are risks associated with this course of action, which are set out in section 5 above.

**13. Governance Boards**

The updated Section 22 Agreement was approved at the Digital Public Contact (DPC) Programme Board on 4 June 2019.

**14. Background papers**

Decision Report 086/19  
Appendix 1 – Updated Section 22 Agreement

**Report Approval**

The report will be signed off by the OPFCC Chief Executive and Treasurer prior to review and sign off by the PFCC / DPFCC.

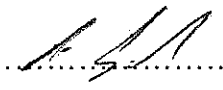
Chief Executive / M.O.

Sign:  .....

Print: P. Bevan - Treasurer .....

Date: 15 August 2019 .....

Chief Finance Officer / Treasurer

Sign:  .....

Print: Aaron Goffin .....

Date: 20/8/19 .....

**Publication**

Is the report for publication?

YES

NO

If 'NO', please give reasons for non-publication (Where relevant, cite the security classification of the document(s). State 'None' if applicable)

**Appendix 2 is not to be published due to commercial confidentiality.**

If the report is not for publication, the Chief Executive will decide if and how the public can be informed of the decision.

**Redaction**

If the report is for publication, is redaction required:

1. Of Decision Sheet? YES

NO

2. Of Appendix? YES

NO

If 'YES', please provide details of required redaction:

.....  
Appendix 2 NOT TO BE PUBLISHED DUE TO COMMERCIAL CONFIDENTIALITY  
.....

Date redaction carried out: .....

**Treasurer / Chief Executive Sign Off – for Redactions only**

If redaction is required, the Treasurer or Chief Executive is to sign off that redaction has been completed.

Sign: .....

Print: .....

**Chief Executive/Treasurer**

**Decision and Final Sign Off**

I agree the recommendations to this report:

Sign:  .....

Print: R.C. HRS. ....

**PFCC/Deputy PFCC**

Date signed: 22/8/19 .....

I do not agree the recommendations to this report because:

.....

.....

.....

Sign: .....

Print: .....

**PFCC/Deputy PFCC**

Date signed: .....

