

**ORIGINATOR: Chief Executive**

**DECISION NO. 47/2020**

**REASON FOR SUBMISSION: For Decision**

**SUBMITTED TO: Police and Crime Commissioner**

**SUBJECT: AGREEMENT UNDER SECTION 60 OF THE POLICE (NORTHERN IRELAND) ACT 1998**

**SUMMARY:**


The purpose of this decision notice is to provide authorisation to enter into a collaborative agreement to allow the Police Ombudsman for Northern Ireland (PONI) to investigate complaints made in any operation as a result of Mutual Aid.

**RECOMMENDATION:**

The Police and Crime Commissioner is recommended to enter into the Section 60 Police (Northern Ireland) Act 1998 to authorise the Police Ombudsman for Northern Ireland (PONI) to investigate any complaints made against mutual aid officers whilst serving in Northern Ireland, before being passed back to Norfolk Constabulary.

**OUTCOME/APPROVAL BY: PCC/CHIEF EXECUTIVE/CHIEF FINANCE OFFICER (Delete as appropriate)**

*The recommendations as outlined above are approved.*



**Signature**

**Date 30/01/2020**

## **DETAIL OF THE SUBMISSION**

### **1. OBJECTIVE:**

- 1.1 To seek authorisation from the PCC to enter into a collaborative agreement to allow the Police ombudsman for Northern Ireland (PONI) to investigate complaints made in any operation as a result of Mutual Aid.

### **2. BACKGROUND:**

- 2.1 In anticipation that Northern Ireland may require Mutual Aid following the UK departure from the European Union (EU), there are some differences in the legal provision in relation to complaints and discipline of officers from other police forces whilst serving in Northern Ireland.

### **3. AREAS FOR CONSIDERATION:**

- 3.1 By agreeing to enter into this agreement the Police and Crime Commissioner allows the PONI to undertake investigations into any complaints made against mutual aid officers whilst serving in Northern Ireland, before being passed back to the home force.

### **4. OTHER OPTIONS CONSIDERED:**

- 4.1 Not applicable.

### **5. STRATEGIC AIMS/OBJECTIVE SUPPORTED:**

- 5.1 Mutual Aid is a formal arrangement for the provision of policing assistance from one force to another and usually provided in response to or in anticipation of a major incident or event. It provides an overall resilience to the provision of effective policing of the incident and the force area in question. In addition, it links in with the Strategic Policing Requirement of which the PCC has to have due regard for the force's capacity and capability to respond to such a requirement.

### **6. FINANCIAL AND OTHER RESOURCE IMPLICATIONS:**

- 6.1 There are no financial or resource implications for the PCC arising from this decision.

### **7. OTHER IMPLICATIONS AND RISKS:**

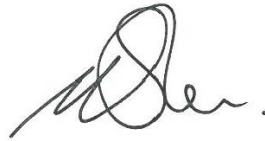
- 7.1 The agreement has been subject to consultation between Chief Constable's and Police and Crime Commissioner's and to legal review.

ORIGINATOR CHECKLIST (MUST BE COMPLETED)	PLEASE STATE 'YES' OR 'NO'
Has legal advice been sought on this submission?	YES
Has the PCC's Chief Finance Officer been consulted?	YES
Have equality, diversity and human rights implications been considered including equality analysis, as appropriate?	YES
Have human resource implications been considered?	YES
Is the recommendation consistent with the objectives in the Police and Crime Plan?	YES
Has consultation been undertaken with people or agencies likely to be affected by the recommendation?	YES
Has communications advice been sought on areas of likely media interest and how they might be managed?	YES
In relation to the above, have all relevant issues been highlighted in the 'other implications and risks' section of the submission?	YES
<p data-bbox="188 1384 772 1420"><b>Is this report a Confidential Decision?</b></p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div data-bbox="1051 1402 1171 1471" style="border: 1px solid black; padding: 2px 10px;">YES</div> <div data-bbox="1244 1402 1364 1471" style="border: 1px solid black; padding: 2px 10px; background-color: #cccccc;">NO</div> </div> <p data-bbox="188 1496 1417 1532">If Yes, please state reasons below having referred to the <a href="#">PCC Decision Making Policy</a></p>	

**APPROVAL TO SUBMIT TO THE DECISION-MAKER** (this approval is required only for submissions to the PCC).

**Chief Executive**

I am satisfied that relevant advice has been taken into account in the preparation of the report, that the recommendations have been reviewed and that this is an appropriate request to be submitted to the PCC.



**Signature:**

**Date 30/01/2020**

**Chief Finance Officer (Section 151 Officer)**

I certify that:

- a) there are no financial consequences as a result of this decision,  
OR
- b) the costs identified in this report can be met from existing revenue or capital budgets,  
OR
- c) the costs identified in this report can be financed from reserves  
AND
- d) the decision can be taken on the basis of my assurance that Financial Regulations have been complied with.

**Signature:**



**Date: 29/01/2020**

**PUBLIC ACCESS TO INFORMATION:** *Information contained within this submission is subject to the Freedom of Information Act 2000 and wherever possible will be made available on the OPCC website. Submissions should be labelled as 'Not Protectively Marked' unless any of the material is 'restricted' or 'confidential'. Where information contained within the submission is 'restricted' or 'confidential' it should be highlighted, along with the reason why.*