

REPORT TO THE POLICE AND CRIME PANEL **21st June 2022.**
REPORT OF THE CHIEF OF STAFF AND MONITORING OFFICER
COMPLAINTS AGAINST THE POLICE AND CRIME COMMISSIONER ANNUAL
REPORT – APRIL 2021 - MARCH 2022

1. Purpose of the Report

- 1.1 To provide the Police and Crime panel with the annual report about the complaints and purported complaints received and every conduct matter recorded by the Monitoring Officer between April 2021 and March 2022.

2. Background

- 1.2 The Police and Crime Panel has the statutory role of overseeing all complaints against the PCC and informally resolving non-criminal complaints, as well as criminal complaints or conduct matters that are referred to the Panel by the Independent Office for Police Complaints (IOPC).
- 2.2 The Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012 (the Regulations) make provision regarding the Panel's powers and duties in regard to complaints made about the conduct of the PCC. The aim of the complaints system is to deliver resolution as quickly and effectively as possible for the majority of complainants through local resolution.
- 2.3 In accordance with the Regulations, the Panel is required to maintain suitable arrangements for handling complaints, recording conduct matters where there is an indication that the PCC may have committed a criminal offence and prescribing the manner in which any complaints alleging conduct which constitutes or involves, or appears to constitute or involve, the commission of a criminal offence and conduct matters are handled. A procedure for dealing with complaints against the PCC was approved by panel members in November 2012 appointing the Chief Executive of the Office of the Police and Crime Commissioner as the Monitoring Officer
- 2.5 In respect of record keeping the panel agreed in this procedure that the Monitoring Officer will keep records of: every complaint and purported complaint received and every conduct matter recorded by the Monitoring Officer. In addition the Monitoring Officer is to report, on a regular basis, the summary details (such as can be reported in public), on the exercise of any and all of these functions to the Police and Crime Panel for monitoring purposes.

| Received | Nature of Complaint | Recorded / Action Taken |
|--------------------------------|---|--|
| 22 nd April 2021 | The complainant was not happy with how the precept consultation was conducted and was not able to give his opinion. That the PCC did not act with integrity and the process was not transparent. | All correspondence that the complainant sent to the OPCC was responded to. OPCC staff offered to have a virtual meeting / telephone call to discuss the concerns raised – this was not accepted by the complainant. There was no evidence to support the claim that the PCC had failed to act with integrity. Not upheld |
| 5 th October 2021. | The complainant stated that the PCC acted unlawfully by refusing to record or investigate a complaint against the Chief Constable | Due to the circumstances and previous correspondence received by the PCC the complainant was advised that this complaint was an abuse of the process and the complaint was not upheld. Not upheld |
| 10 th February 2022 | The complainant stated that by signing the PCC oath of office, a PCC would be ineligible to campaign in elections. The complainant was also dissatisfied with the response to a complaint sent to the OPCC regarding operational policing matters | The complainant was advised that the PCC adheres fully to the oath of office and the Police Reform and Social Responsibility Act 2011. In relation to the complaint sent to the OPCC regarding operational policing, the Monitoring Officer reviewed the response and was satisfied that it was reasonable and proportionate. Not upheld |