



## SURREY POLICE AND CRIME PANEL

### RE-ESTABLISHMENT OF THE COMPLAINTS SUB-COMMITTEE 2021/22

30 JUNE 2021

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#### SUMMARY

This report sets out the terms of reference and membership for the Complaints Sub-Committee. The Police and Crime Panel Terms of Reference, Complaints Protocol and Complaints Handling Flowchart are attached as annexes to this report.

The Panel is asked to reconstitute the Complaints Sub-Committee for 2021/22.

#### RECOMMENDATIONS

The Police and Crime Panel is asked to:

1. Agree the Terms of Reference for the Complaints Sub-Committee attached at Annex A;
2. Appoint the following members to the Complaints Sub-Committee for the 2021/22 Council year, filling the vacancies:
  - Chairman (TBC)
  - Vice-Chairman (TBC)
  - Vacancy
  - Vacancy
  - Vacancy
  - Vacancy
  - Independent Member - Mr Philip Walker
3. Agree the Police and Crime Panel Complaints Protocol, Annex B and Complaints Handling Flowchart, Annex C.

#### 1 INTRODUCTION

- 1.1 The Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012 make Surrey's Police and Crime Panel (hereby referred to as "PCP") responsible for overseeing complaints made about the

conduct of the Police and Crime Commissioner (PCC) and the Deputy Police and Crime Commissioner (DPCC).

- 1.2 This report sets out the proposed terms of reference and membership for the Complaints Sub-Committee, set up in line with the agreed Complaints Protocol.
- 1.3 The Panel is requested to reconstitute the Sub-Committee for 2021/22 municipal year.
- 1.4 The Police and Crime Panel Complaints Protocol was reviewed at the Panel's Annual meeting in June 2020, references to the Independent Police Complaints Commission (IPCC) have been changed to the Independent Office for Police Conduct (IOPC) in the 2021 version.

## **2 CONTEXT**

- 2.1 One of the functions of the Surrey Police and Crime Panel is to oversee complaints made about the conduct of the PCC and the DPCC. As part of this, the Panel also has a responsibility to informally resolve noncriminal complaints about the conduct of the PCC and DPCC, as well as criminal complaints or conduct matters that are referred back to it by the Independent Office for Police Conduct (IOPC).
- 2.2 Under the regulations, the Panel can delegate the initial receipt of complaints to the Chief Executive of the PCC's Office. The Surrey Police and Crime Panel has agreed to do this (as covered under the agreed Complaints Protocol).
- 2.3 Similarly, the Panel can delegate the informal resolution of complaints falling within its remit to:
  - A sub-committee of the Panel
  - A single member of the Panel
  - Another person appointed by the Panel (e.g. A Monitoring Officer or OPCC Chief Executive)
- 2.4 Following informal consultation with the Panel, it was agreed that to ensure flexibility to respond to complaints quickly and avoid unnecessary delay, whilst still ensuring accountability is retained by the Panel, this role would be delegated to a sub-committee of the Panel - Terms of Reference are included at Annex A.

## **3 MEMBERSHIP**

- 3.1 To deal with any complaint effectively, it was felt that at least three members must be available and that, where possible, the pool of members drawn from for the meeting should include one of the Independent Members of the Panel.

- 3.2 To ensure that at least three members would be available at relatively short notice, it is proposed that both Chairman and Vice-Chairman will be included in the membership of the sub-committee. All members would have voting rights.

#### **4 CONCLUSION AND RECOMMENDATIONS**

- 4.1 The Panel is asked to agree the recommendations set out in the first page of this report.

#### **5 REASONS FOR RECOMMENDATIONS**

- 5.1 The Surrey Police and Crime Panel has a duty to informally resolve noncriminal complaints about the conduct of the PCC and DPCC, as well as criminal complaints or conduct matters that are referred back to it by the Independent Office for Police Conduct (IOPC). The recommendations contained in this report will help to ensure that this responsibility is fulfilled.

**LEAD OFFICER:** Amelia Christopher, Committee Manager, Surrey County Council

**TELEPHONE NUMBER:** 020 8213 2838

**E-MAIL:** [amelia.christopher@surreycc.gov.uk](mailto:amelia.christopher@surreycc.gov.uk)

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