

HAMPSHIRE POLICE AND CRIME PANEL

Report

Date considered:	3 July 2020
Title:	Annual Complaints Report
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1. Executive Summary

- 1.1 This purpose of this report is to provide the Hampshire Police and Crime Panel (PCP) with an overview of the work undertaken by the PCP's Complaints Sub-Committee over the previous 12 calendar months.

2. Contextual Information

- 2.1 The PCP is responsible for handling complaints made against the Police and Crime Commissioner for Hampshire (PCC), and for informally resolving non-criminal complaints, as well as complaints or conduct matters that are referred back to the Panel by the IOPC.
- 2.2 The PCP is also required to forward any 'serious' complaint it receives against the PCC to the IOPC. The definition of a 'serious' complaint is 'a qualifying complaint made about conduct which constitutes or involves, or appears to constitute or involve, the commission of a criminal offence'¹.
- 2.3 At its meeting on 19 October 2012, the PCP agreed protocols for how it would handle such complaints. This included the delegation of the initial stages of the complaints handling system to the Chief Executive of the Office of the Police and Crime Commissioner for Hampshire. Should the delegated officer determine that a complaint received should be considered by the PCP's Complaints Sub-Committee, it will be recorded as such and referred to the Panel scrutiny officer.

¹ As per paragraph 2(6) of Schedule 7 to the Police Reform and Social Responsibility Act 2011

- 2.4 The complaints protocol is normally reviewed annually to determine if any amendments need to be made. The current version was revised and agreed at the 7 February 2020 meeting.
- 2.5 The complaints procedure is displayed on the PCP's web pages, and can be found below:
<https://documents.hants.gov.uk/partnerships/hampshire-pcp/PCP-ProtocolfortheInformalComplaintsProcedure.pdf>
- 2.6 Each complaint recorded will be subject to an 'informal resolution' process, described in the complaints procedure. Prior to undertaking this, the Complaints Sub-Committee has the opportunity to 'dis-apply' the informal resolution process, should the complaint fall into a number of categories outlined in legislation.

3. Complaints Sub-Committee

- 3.1 The Membership of the Complaints Sub-Committee during the 2019/20 municipal year was as follows:
- Councillor Lisa Griffiths
 - Councillor Ken Muschamp
 - Bob Purkiss MBE (Chair)
 - The late Councillor Frank Rust
 - Councillor Jan Warwick

- 3.2 The Sub-Committee received legal advice from Portsmouth City Council.

4. Complaints Activity – June 2019 to June 2020

Potential Complaints against the PCC

- 4.1 Three potential complaints were received by the delegated officer between 23 June 2019 and 22 June 2020 (see *Table 1*).
- 4.2 This represents a decrease from the previous 12 months (June 2018 - June 2019), when five potential complaints were received.

Complaints Received – Delegated Officer	No. of Complaints
Potential complaints received	3
- Not recorded as a complaint against the PCC	2
- Recorded as a complaint against the PCC	1
- Recorded as a potential 'serious' complaint against the PCC	0

Table 1

Meetings of the Complaints Sub-Committee

4.3 The Complaints Sub-Committee met on two occasions during the last 12 months. One of these meetings was specifically called to review a decision to restrict access in accordance with the Guidance Note on the management of unreasonable complainant behaviour 12 months earlier. Further details of the dates and papers for these meetings can be viewed online <http://democracy.hants.gov.uk/ieListMeetings.aspx?CommitteId=671>

Outcomes of the Complaints Sub-Committee meetings

- 4.3 At the time of writing:
- No complaints were on-going.
 - No complaints had been referred to the IOPC.
 - One complaint had been informally resolved without action.
 - The unreasonable complainant policy had not been applied during the period June 2019 - June 2020 (see Table 2)

Complaints Conclusions	Number of Complaints
Informal resolution process dis-applied	0
Referred to the IPCC	0
Resolved prior to consideration	0
Informally resolved without action	1
Informally resolved with action plan	0
Unreasonable complainant policy applied	0
Complaint still ongoing	0
Complaint withdrawn by complainant	0

Table 2

5 Recommendations

5.1 That the annual complaints report is noted.

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

Document

Procedure for dealing with complaints against the Police and Crime Commissioner (Last updated October 2018)

Location

<http://documents.hants.gov.uk/partnerships/hampshire-pcp/PCP-ProtocolfortheInformalComplaintsProcedure.pdf>