

# HAMPSHIRE POLICE AND CRIME PANEL

## Report

<b>Date considered:</b>	3 July 2020
<b>Title:</b>	Appointments Report
<b>Contact:</b>	Democratic Services Officer to the Panel
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### 1. Executive Summary

- 1.1 The purpose of this report is to set out how Hampshire Police and Crime Panel (PCP) is meeting the balanced appointment objective in its Membership for the 2020/21 municipal year.
- 1.2 Further this paper recommends a 12-month extension to the appointment of the two current Independent Co-opted Members and the co-option of an additional local authority member to the Hampshire Police and Crime Panel (PCP).

### 2. Panel Membership

A table outlining the political make-up of the local authorities across the policing area, as at May 2020, is attached as Appendix one. In order to meet the balanced appointment objective, the data in appendix one surmises that the political balance of the PCP for the 2020/21 should, as far as is reasonably practical be:

	Con	Lib Dem	Lab	Sub Total	UKIP	Green	CCH	Ind	Vacancies	TOTAL number of seats
<b>Proportionality %</b>	55.69%	25.30%	9.88%	90.87%	0.30%	0.00%	1.65%	7.19%	0.75%	<b>100.00%</b>
<b>Therefore, of the 15 seats (to 2 decimal points)</b>	8.35	3.79	1.48	13.63	0.04	0.00	0.25	1.08	0.11	<b>15.00</b>
<b>Rounded up/down</b>	8	4	2	14	0	0	0	1	0	<b>1</b>
<b>Therefore, of the 18 seats (to 2 decimal points)</b>	10.02	4.55	1.78	16.36	0.05	0.00	0.30	1.29	0.13	<b>18.00</b>
<b>Rounded up/down</b>	10	5	2	17	0	0	0	1	0	<b>1.00</b>

N.B Independents have not formed a group across Hampshire and the Isle of Wight, so therefore are not able to claim seat on PCP

*Table 1*

2.1. Following notification of appointments to the Panel for the 2020/21 municipal year, from each of the local district, borough, unitary authorities across the Hampshire Policing Area, along with Hampshire County Council the Membership of the PCP is:

Name	Appointing Authority	Political Group
Councillor Dave Stewart (Chair)	Isle of Wight Council	Conservative
Councillor Jan Warwick (Vice Chair)	Hampshire County Council	Conservative
Councillor Diane Andrews	New Forest District Council	Conservative
Councillor John Beavis	Gosport Borough Council	Conservative
Councillor Simon Bound	Basingstoke and Deane Borough Council	Conservative
Councillor Trevor Cartwright MBE	Fareham Borough Council	Conservative
Councillor Tonia Craig	Eastleigh Borough Council	Liberal Democrat
Councillor Lisa Griffiths	Winchester City Council	Conservative
Councillor Gary Hughes	Havant Borough Council	Conservative
Councillor Lee Hunt	Portsmouth City Council	Liberal Democrat
Councillor Phillip Lashbrook	Test Valley Borough Council	Conservative
Councillor David McKinney	East Hampshire Borough Council	Conservative
Councillor Ken Muschamp	Rushmoor Borough Council	Conservative
Councillor James Radley	Hart District Council	Community Campaign Hart
Councillor Dave Shields	Southampton City Council	Labour
Councillor Brian Laming	Additional Local Authority Co-opted	Liberal Democrat

	Member	
Councillor Lynne Stagg	Additional Local Authority Co-opted Member	Liberal Democrat
<i>Pending confirmation of Appointment</i>		
Councillor Tony Jones	Additional Local Authority Co-opted Member	Labour
Michael Coombes	Independent Co-opted Member	
Bob Purkiss MBE	Independent Co-opted Member	

*Table 2*

2.2. Table 3 demonstrates that the Membership for the 2020/21 Municipal year, as laid out within Table 2, is broadly politically proportionate for the purposes of the balanced appointment objective.

	Con	Lib Dem	Lab	Other	Vacant
Proportional appointment (18 seats):	10	5	2	1	
Currently appointed (17 seats, 1 vacant):	11	4	1	1	1

*Table 3*

### **3. Background**

3.1. The PCP Arrangements set out that the Panel must secure that (as far as reasonably practicable) the "balanced appointment objective" is met. This is the objective that local authority members of the Panel (when taken together) represent all parts of the police area as well as the political make-up of the local authorities in the police area (when taken together); and have the skills, knowledge and experience necessary for the Panel to discharge its functions effectively

#### *Local authority co-opted Members*

3.2. In accordance with Schedule 6, paragraph 4 of the Police Reform and Social Responsibility Act 2011 ("the Act"), the Hampshire Police and Crime Panel ("the Panel") may resolve to appoint up to three additional co-opted members in order to meet the balanced appointment objective, subject to authorisation from the Secretary of State.

3.3. The Panel's Rules of Procedure state that the Panel may resolve, with the Secretary of State's agreement, to appoint up to three additional co-opted members, who may be members of the local authorities in the Hampshire

police area. Appointments will usually be for a four-year term (and subject to the terms of the Panel Arrangements on continuation in office), coterminous with that of the PCC, in line with Rule 21 paragraph (1). The Panel must, from time to time, decide whether the Panel's exercise of this power would enable the balanced appointment objective to be, or would contribute to that objective being, met or more effectively met, and if the Panel decides that the exercise of the power would do so, must exercise that power accordingly. At its meeting on 29 June 2012, the Panel resolved to have three additional local authority co-opted Members, to allow it to meet, or more effectively meet the balance appointment objective.

- 3.4. A decision of the Panel to co-opt a person who is a member of a local authority in the Hampshire Police area must be a unanimous decision of the Panel and must be notified to the Secretary of State in writing (including the Panel's reasons for deciding that co-opting that person would enable the balanced appointment objective to be, or contribute to the objective being, met or more effectively met).
- 3.5. A vacancy for a Local Authority Co-opted Member arose at the end of March 2020, following the death of Councillor Frank Rust, who had served on the Panel as the local authority co-opted member for the Labour Party since October 2016.
- 3.6. The political proportionality for the Hampshire Policing area (Table 3) demonstrates the balanced appointment objective would be best met through the co-option of two additional Liberal Democrat and one additional Labour Members to the Panel.
- 3.7. Labour Party group leaders across the Hampshire Policing area were written to in April 2020 and asked to propose a collective nomination for the vacant co-optee position before 5 June 2020.
- 3.8. On 1 June 2020 the Panel received notification that Councillor Tony Jones had been selected as the Labour Group nominee.

#### *Independent co-opted Members*

- 3.9. The Panel's Rules of Procedure state that the Panel "must appoint two co-opted members who may not be members of the local authorities in the Hampshire police area. Appointments will usually be for a four-year term (and subject to the terms of the Panel Arrangements on continuation in office), coterminous with that of the PCC".
- 3.10. The four-year terms of the two current Independent Co-opted Members of the Police and Crime Panel are due to expire in July 2020. These appointments were coterminous with the term of the Police and Crime Commissioner (PCC)
- 3.11. An open recruitment process to seek applications for Independent Co-opted Members was planned to commence in the spring of 2020. Following the outbreak of covid-19 it was determined, in consultation with the Chairman and Vice-Chairman, that it would not be possible to conduct a full and thorough recruitment process in accordance with Rule 21 of the PCP's Rules of Procedure.

- 3.12. Advice was sought from the Home Office, through the Local Government Association (LGA), regarding the appropriateness of extending the appointment of the two current independent co-opted Members for a further 12 months. The response confirmed that the terms under which independent members are co-opted (including terms of office and conditions for reappointment) are determined by the Panel's own arrangements, which the Panel can modify if necessary (by unanimous agreement).
- 3.13. Additionally, extending the term of the existing co-opted Members would allow their appointed term to remain in-line with that of the PCC, following the postponement of the 2020 PCC elections to May 2021.

#### **4. Recommendations**

- 4.1. **That the Panel notes its Membership for the 2020/21 municipal year, as laid out in Table 2 of this report.**
- 4.2. **That the Panel notes the Panel Membership is, at the time of the meeting, politically proportionate for the purpose of the balanced appointment objective as outlined in Table 3.**
- 4.3. **That the terms of appointment for Michael Coombes and Bob Purkiss, as Independent Co-opted Members to the Hampshire Police and Crime Panel, are extended until the first meeting of the Panel in the 2021/22 municipal year.**
- 4.4. **That Councillor Tony Jones is appointed to the Hampshire Police and Crime Panel, as a Local Authority Co-opted Member representing the Labour Group.**

#### **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.)**

<u>Document</u>	<u>Location</u>
Rules of Procedure of the Hampshire Police and Crime Panel	<a href="http://documents.hants.gov.uk/partnerships/hampshire-pcp/PoliceandCrimePanelRulesofProcedure.pdf">http://documents.hants.gov.uk/partnerships/hampshire-pcp/PoliceandCrimePanelRulesofProcedure.pdf</a>
The Police and Crime Panels (Nominations, Appointments and Notifications) Regulations 2012	<a href="http://www.legislation.gov.uk/ukSI/2012/1433/pdfs/ukSI_20121433_en.pdf">http://www.legislation.gov.uk/ukSI/2012/1433/pdfs/ukSI_20121433_en.pdf</a>

## Appendix One

POLICE & CRIME PANEL PROPORTIONALITY 2020/21										
Authority	Con	Lib Dem	Lab	Sub Total	UKIP	Green	CCH	Ind	Vacancies	TOTAL number of seats
Basingstoke & Deane	29	7	13	49				11		60
East Hampshire	32	7	2	41				2		43
Eastleigh	2	34	0	36				3		39
Fareham	22	4	0	26				5		31
Gosport	18	14	2	34						34
Hampshire County	55	19	1	75			1	2		78
Hart	11	10	0	21			10	1	1	32
Havant	33	1	2	36	2					38
Isle of Wight	25	2	0	27				13		40
New Forest	46	13	0	59				1		60
Portsmouth	16	17	6	39				3		42
Rushmoor	25	2	10	37					2	37
Southampton	18	0	30	48						48
Test Valley	23	12	0	35				6	2	41
Winchester	17	27	0	44				1		45
<b>TOTAL</b>	372	169	66	607	2	0	11	48	5	668
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