

POLICE COMMITTEE

**Meeting to be held at 1400 on Wednesday 22 October 2014
in the Liberation Room, Secretariat**

AGENDA

Part 1 (Open Section)

1. Apologies for absence
2. Declarations of interest
3. Confirmation of the Open Minutes of the meeting held on 23 July 2014
4. Matters Arising from the Open Minutes of the meeting held on 23 July 2014
5. Report of the Chief Police Officer – Report covering Quarter 1 of 2014/15 attached
6. Confirmation of Date of Next Meeting – Thursday 22 January 2015 at 1400
7. Exclusion of Press and Public

The public are likely to be excluded from the meeting for this item of business by virtue of paragraph 5 relating to Enforcement Activities etc, of Schedule 3 of the Committees (Public Access) Ordinance 2012

The Chairman to move as follows:

“I move that the press and public be now excluded on the ground that the next items of business to be considered are likely to disclose exempt information under paragraph 5, Enforcement Activities, etc, of Schedule 3 of the Committees (Public Access) Ordinance 2012.”

Part 2 (Closed Section)

8. Confirmation of the Closed Minutes of the meeting held on 23 July 2014
9. Matters Arising from the Closed Minutes of the meeting held on 23 July 2014

16 October 2014

OPEN MINUTES

**POLICE COMMITTEE
HELD AT THE SECRETARIAT ON 23 JULY 2014**

These minutes are draft minutes until confirmed by resolution at the next meeting of this Committee

Present: His Excellency the Governor, Chair
Keith Padgett, Chief Executive
Peter Judge MBE, Attorney General
Len McGill, Chief Police Officer
MLA Dr Barry Elsby
MLA Gavin Short
Anton Livermore JP

In Attendance: Una Wallace, Secretary to the Committee

Part I	Action
1. Apologies for Absence	
1.1 Apologies for absence were received from MLA Mike Summers OBE and Mrs Ruth Taylor JP.	
1.2 The Governor expressed his regret that Mrs Taylor had suffered a fall and was unable to make the meeting, particularly as this would have been her last meeting as a Justice of the Peace. He wished to officially record his thanks for the contribution Mrs Taylor had made during her time on the Committee.	
2. Declaration of Interest	
2.1 There were no declarations of interest.	
3. Confirmation of Minutes of Meeting held on 16 April 2014	
3.1 The minutes were confirmed as a correct record.	
4. Matters Arising from the Open Minutes of the Meeting held on 16 April 2014	
4.1 <u>Noise Nuisance</u> (4.1) – The Attorney General advised that a meeting of the Group who had previously advised on noise nuisance would be held on 24 July and he would report back to the next meeting of the Police Committee.	AG
4.2 <u>Liquor Licensing</u> (4.2) – The Attorney General confirmed that a review of liquor licensing legislation had been included on the list of legislative priorities.	AG

OPEN MINUTES

- 4.3 Board of Prison Visitors Report Recommendations (10.4) – The Chief Police Officer and Attorney General advised that they were working together to ensure that an appropriate level of accountability for the Board of Prison Visitors remained under the new Prison Ordinance. A meeting had been arranged for later in July and progress would be reported to the next meeting of the Police Committee. AG/
CPO
5. **Report of the Chief Police Officer – Report Covering Quarter 4 of 2013/14**
- 5.1 The Chief Police Officer introduced his report which covered the period 1 April to 30 June 2014.
- 5.2 In response to a question from MLA Short, the Chief Police Officer explained that acquisitive crime related to burglary-type offences, ie one of acquiring. The reduction of such crimes was included in the objectives for the RFIP.
- 5.3 Mr Livermore noted that comments were often made by the Justices and public as to the length of time it took for cases to be brought before the Court. The Attorney General confirmed that data was collected within his Chamber’s on the time taken from the point of referral by the RFIP to disposal or a Court hearing. The Committee agreed that the submission of such data would be beneficial. AG/
CPO
- 5.4 MLA Elsby raised the on-going problem of false 999 calls. The Chief Police Officer confirmed that these were not malicious calls but a problem experienced by emergency services world-wide of unlocked mobile telephones self-dialling. The Committee noted that an awareness campaign had recently been undertaken by the RFIP to alert the public to the problem.
- 5.5 The Chief Police Officer confirmed that cover for staff attending overseas training courses would be met from within existing resources.
- 5.6 HE the Governor thanked the Chief Police Officer for his report.
6. **Confirmation of Date of Next Meeting**
- 6.1 It was confirmed that the next meeting of the Police Committee would be held at 1400 on Wednesday 22 October 2014 in the Liberation Room.
7. **Exclusion of the Press and Public**
- 7.1 The Committee resolved to exclude the press and public on the grounds that the next items of business to be considered were exempt within the terms of paragraph 5 of Schedule 3 of the Committees (Public Access) Ordinance 2012 relating to enforcement activities, etc.

OPEN MINUTES

Part II

8. Confirmation of Exempt Minutes of the Meeting held on 16 April 2014

8.1 The minutes of the meeting were confirmed as a correct record.

9. Matters Arising

9.1 Proposed Organisational Structure of the RFIP (9.1) – The Chief Police Officer advised that a restructure of the RFIP had been approved by Executive Council which had included the creation of a Prison Service. Recruitment was about to commence for a Prison Manager and three Prison Officers.

9.2 Board of Prison Visitors Report Recommendations (10)

9.2.1 In response to a question from HE the Governor, it was confirmed that the Board of Prison Visitors comprised of:

Senior Magistrate
Lidda Luxton JP
Leif Pollard JP
Terry Spruce JP

9.2.2 The Chief Police Officer confirmed to MLA Elsby that the rehabilitation of prisoners was progressing. The current Probation Officer was building upon the good work previously put in place by her predecessor. The provision of education was slightly more problematic but it was hoped that once the revised prison staffing structure was in place more focus could be placed upon the educational needs of prisoners.

9.2.3 The Chief Police Officer commented that the main difficulties faced within the prison remained the provision of sufficient space and staff.

24 July 2014

REPORT OF CHIEF POLICE OFFICER TO THE POLICE COMMITTEE
SEPTEMBER 2014 - OPEN SESSION

The following data relates to the period 1st July to 30th September 2014 (1st quarter) with comparative performance for the same period in 2013 shown in brackets.

NUMBER OF INCIDENTS / ARRESTS

2014 (2013)	Jul	Aug	Sep	TOTAL
Incidents reported	126 (103)	143 (71)	136 (95)	405 (269)
Persons arrested	1 (5)	6 (4)	8 (7)	15 (16)

The number of reported incidents increased sharply compared to the same period in 2013, (+ 136). All three months continue the upward trend for reporting since the lowest year on record, (records held since 2007), when in 2011 the three months reported 53, 54 and 93 respectively. September saw its highest number of incidents since 2007, when in that year 126 were reported. Arrests have reduced by one for the quarter, with July seeing its lowest number for that month since 2009, when it was 3.

NUMBER OF OFFENCES RECORDED

Crimes by category	Jul	Aug	Sep	TOTAL	Violent or Acquisitive crime
Murder					
Attempted Murder					
Manslaughter					
Rape S1 Sexual Offences Act 2003					
Rape S5(1) sexual Offence Act 2003					
Rape S1 Sexual Offences Act 1956	0 (1)		0 (1)	0 (2)	0 (2)
Rape S48 OAP Act 1861					
Sexual Assault Child S52 OAP Act 1861					
Sexual activity with a child	0 (2)	1 (0)		1 (2)	1 (2)
Sexual Assault S3 Sexual Offences Act 2003	0 (1)			0 (1)	0 (1)
Sexual Grooming S15 S.O. Act 2003					
Indecent Assault S14 Sexual Offences Act 1956					
Assault S39 CJA 1988	0 (2)	3 (0)		3 (2)	3 (2)
Assault S47 OAP Act 1861	1 (2)	3 (0)		4 (2)	4 (2)
Assault S18 OAP Act 1861					
Assault S20 OAP Act 1861			1 (0)	1 (0)	1 (0)

Assault with Intent S38 OAP Act 1861					
Theft S1 Theft Act 1968	2 (2)	1 (1)	3 3	6 (6)	
Robbery S8					
Burglary S9(1)(a)					
Burglary S9(1)(b)					
Blackmail S21					
Deception S15 Theft Act 1968					
Money Transfer by Deception S15A Theft Act 1968					
Deception S1 Theft Act 1978					
Theft S3 Theft Act 1978					
Criminal Damage S1(1) CDA 1971	1 (0)	2 (0)	2 (1)	5 (1)	
Criminal Damage S1(2) CDA 1971					
Arson S1(3) CDA 1971					
Forgery & Counterfeiting Act 1981 Section 3			0 (1)	0 (1)	0 (1)
Public Order S4 PO Act 1986		1 (0)		1 (0)	
Public Order S4A PO Act 1986					
S31(1) Crime & Disorder Act					
Public Order S5 PO Act 1986					
Public Order S3(1) PO Act 1986					
Breach of Prohibition Order Supplying alcohol to Prohibited Person					
Taking a Conveyance	0 (1)	0 (1)		0 (2)	0 (2)
Harassment S2 PFH Act 1997	0 (1)			0 (1)	
Breach of Restraining Order					
Driving over Prescribed Limit	0 (2)	1 (0)	2 (1)	3 (3)	
Driving whilst unfit through drink S19(1) RTO 1948			1 0	1 (0)	
Driving Without Insurance			1 (0)	1 (0)	
Permitting a person to drive without insurance			1 (0)	1 (0)	
Driving Without a Licence					

Driving Unlicensed Vehicle					
Drunk in Charge of Vehicle			1 (0)	1 (0)	
Threats to Kill S16 OAP Act 1861	0 (1)			0 (1)	0 (1)
Possession of an Offensive weapon					
Breach of Bail S147 CJO					
Wasting Police Time S43 Crimes Ordinance					
Fail to comply with traffic sign					
Drunk & Disorderly					
Drunk & Incapable					
False Fire Alarm S42(1) Crimes Ordinance					
S1 Criminal Attempts Act 1981					
Cruelty to Animals					
Breach of the Peace					
Assault on Police					
Cruelty to Children		0 (1)		0 (1)	
Total 2014	4	12	12	28	9 + 0 = 9
Total (2013)	(15)	(3)	(7)	(25)	(10) + (3) = 13

The quarter has seen a rise in crime by 3, with the total for violent and acquisitive crime dropping from 13 to 9, with all nine being violent crimes. Driving over the prescribed limit and theft have remained static with 3 and 6 crimes respectively this quarter, the same for the first quarter of the last reporting year. Sexual offending has dropped in this period with only one incident being reported; this led to the arrest of a British National who was dealt with at Court and is currently on the sexual offenders register for 7 years. The S20 assault relates to an incident at the Mount Pleasant Complex between contract workers.

DETECTION RATE

In this Reporting Period 28 crimes were reported and 13 remain current, with 15 having been disposed of. Of this latter figure 1 has been classed as undetected and 2 classed as No Crime; this gives a quarterly figure of 92.3%

COURT DISPOSALS

To date the Court has disposed of 21 matters and this has ranged from dealing with assaults and criminal damage through to driving over the prescribed limit. The Court has imposed one suspended custodial sentence of 3 months for sexual activity with a child. The Offender has since left the Islands. It has also imposed varying fines, endorsements and disqualifications.

RESPONSE TO INCIDENTS

In this reporting Quarter there were 35 false 999 calls made and 45 genuine. All these calls resulted in Officers being at the scene within the specified target response times for the time of day that they were made.

NUMBER OF PROCESS REPORTS

Process by category 2014 (2013)	Jul	Aug	Sep	Total
Sudden Deaths	1	1		2
Excess Speed	4	4	7	15
Reckless / Careless / Inconsiderate Driving	1 (2)	1 (1)	1 (1)	3 (4)
Driving while Operating Mobile Telephone		1		1
Road Traffic Collisions	1	1	1	3
Vehicle Licensing / Documents	1	2 (1)	8 (1)	11 (2)
Alcohol Licensing				
Seat Belts	2	2	7	11
Contravention of Traffic Sign			6	6
Total 2014 (Total 2013)	10 (2)	11 (2)	30 (2)	52 (6)

There has been an overall increase on all process files. This is due in part to the employment of a full time Station Enquiry Officer, which has allowed Officers to be more proactive in the course of their duties. The Chief Police Officer directed that officers concentrate on road traffic matters to improve road safety particularly in the areas of exceeding the speed limits, seatbelts and use of mobile communications devices. This has also led to the discovery of various vehicle licensing and insurance offences.

ROAD SAFETY

During this reporting period Officers have conducted the following checks –

Seatbelt checks	5794	3 persons reported for offences
Exceeding speed limits	5232	15 persons reported for offence.
Traffic (includes Tax Disks / Insurance / Vehicle Faults)	3547	
Breath Tests	14	6 persons were arrested and charged for Driving over the prescribed limit
NTP / VRF / VW	62	

During this reporting period both Pro-Laser Speed guns have been to the UK for yearly Calibration

NOTABLE INCIDENTS, ARRESTS AND EVENTS

In August through the vigilance of members of the public it was reported to the police that a child had been seen entering the public toilets of a building, shortly followed by a grown up. Due to this report a male was subsequently charged with sexual activity with a child and placed on the Sexual Offenders Register for 7 years.

In September lengths of decking were stolen from the historic dockyard these were intended for use by the museum. Despite a well advertised plea for information including Penguin News and the RFIP Face Book page, there have been no leads in this case.

RFIP BUSINESS PLAN 2014 / 2015

Number	Service Level Objectives 2013/14	Target 2012/13	RAG Status	Performance First Quarter
SLO1	Answer all 999 calls within 10 seconds	All calls answered within 10 seconds		All 80 calls answered in target time. 35 calls were false with 45 being genuine
SLO2	Police Officer to be on-site at any urgent incident in Stanley during normal working hours within 10 minutes in 95% of cases	Police Officer attends incident within 10 minutes.		All 43 calls were attended within target time
SLO3	Police Officer to be onsite at any urgent incident in Stanley out of normal working hours within 15 minutes in 90% of cases	Police Officer attends incident within 15 minutes		Both the 2 calls were attended within the target time
SLO4	To reduce violent and acquisitive crimes. Not to exceed 22 violent crimes and 9 acquisitive crimes	To show a decrease in violence or acquisitive crimes		Violent & acquisitive crime has reduced from 13 to 9 incidents for the same quarter (2013)
SLO5	To reduce or eliminate repeat incidents of Anti-Social Behaviour (Number of repeat incidents not to exceed 13)	To show a decrease or elimination in repeat locations		There were no repeat incidents or locations of Anti Social Behaviour
SLO6	To maintain or improve the previous years detection rate of 78.5%	To be maintained or improved		Detection rate 92.3% compared to 62.2% (2013)
D1	In consultation with advisors prepare papers for ExCo consideration regarding the future staffing of HMP Stanley	Create prison staff structure and recruit		Completed
D2	To arrange consultation meetings in Camp (East & West) to gauge public expectations of RFIP	To be conducted		To be progressed during forthcoming summer
D3	In consultation with advisors prepare papers for ExCo consideration regarding future estate of the RFIP and HMP Stanley	Papers prepared and submitted		Ongoing. Project being dealt with by Director Of Emergency Services
D4	In consultation with advisors prepare papers for ExCo consideration regarding a new emergency services radio system to enable interoperability in the event of a major incident	Provision of interoperable radio system for emergency services		Tender documents prepared and invitation to tender published. Project being dealt with by Director Of Emergency Services.

FINANCE

Revenue is on target with 36% of the Sundry Licences and 30% of Road Traffic Licences already processed. This will result in additional revenue being raised, potentially as much as an additional £60,000.

Expenditure carry forwards have been received, including provision to complete the external prison screen/fence (Improvements Fixed Assets) and Rent and Rates to cover costs of renting private accommodation for PC Butler. £8,000 was carried forward for training.

Three officers have attended UK and completed Fire Investigation Course (x1) and Strategic Firearms Commanders Courses (x2). Unarmed Defensive Training (UDT) and PAVA training is currently being delivered to RFIP officers, with training delivered locally by Devon and Cornwall officers, benefitting the whole force.

Recruitment has begun for an overseas Prison Manager, Prison Officer and three Police Constables. A number of payments have now been processed with further expenditure anticipated following confirmed travel dates.

Two vote codes are showing a greater level of expenditure than would be expected at this stage in the financial year:

Investigation Expenses (1150) sees an expected bill of around £6,870 for a number of exhibits are currently undergoing forensic examination in the UK.

Repairs & Maintenance – Vehicles (0402) 62% of this vote has been utilised following significant expenditure for repairs to the Freelander (F2017), which account for 40% of invoices received. This fund will require additional funds before the year end to ensure all vehicles remain roadworthy.

STAFFING

During this reporting period the following Officers have left the Force;

PC Daryl Harada	Resigned; whilst on overseas leave
PC Mark Brook	Resigned; working for private sector. Retained as a Reserve Police Officer
PC Laura Minto	Completed 1yr Contract
PC Trudi Felton	Transferred to the Prison Service as Prison Officer. Retained as a Reserve Police Officer

The following have been employed within the Force;

PC Jane Lorimer	Contract renewed, replacing PC Brook.
PC Lee Martin	Replaces PC Harada
PO Jeremy Clarke	New post of Prison Officer
RPC Nathaniel Gill	Appointed as Reserve Police Officer
RPC Samantha Addison	Appointed as Reserve Police Officer
SEO Zena Butler	Full time Station Enquiry Officer

Applications, Interviews and Contracts offered during the Month of September to five UK applicants for the following posts;

Prison Manager	New Post
Prison Officer	New Post
Police Constable	Replaces PC Felton
Police Constable	Replaces DC Wilson (Due to finish contract in December 2014)
Police Constable	Replaces PC Cairns (Resigned. Due to finish in October, returning to the UK)

TRAINING AND DEVELOPMENT

During this reporting period the following Courses have been attended within the UK;

Supt Len McGill Strategic Firearms Command Course
DI Dave Street Strategic Firearms Command Course
Sgt Paul McDade Fire Investigation Course

During September Two Instructors from Devon and Cornwall Constabulary conducted Refresher and Initial Training in Unarmed Defensive Tactics, which included Kwikcuff, Baton and Captor Spray training.

COMPLAINTS

In September a member of the public made a complaint against two officers. The complainant agreed that their complaints would be dealt with by means of Local Resolution.

LETTERS OF APPRECIATION

Four letters of appreciation were received during the quarter; two from youth groups, The Brownies and Cub Scouts, relating to visits made by officers to their meetings, one from FICS relating to a visit and presentation by officers to year 11 students and one from the mid winter swim for assistance provided. A person, who had received first aid from officers, attended the police station to personally thank the officers who had attended them.

LEGISLATIVE MATTERS

Fixed Penalty Notices	Draft legislation prepared	An issue of who will receive the fees from issued notices is being resolved to allow legislation to be finalised.
Taxi Drivers Permits	Draft legislation prepared	Draft administrative criteria and all related forms and documents have been prepared and are being checked with Attorney Generals Chambers. Members will be further consulted on what is believed to be an unintended consequence of the legislation relating to the carriage of passengers for hire or reward.
Road Traffic Bill	Draft legislation exists	No progress can be made on this extensive piece of legislation as the RFIP does not have the capacity to provide the policy direction to legislative drafters. An application for a temporary short term policy officer post, in the recent budget proposals was not approved by Members. A recent meeting with Members has opened up the possibility of some capacity being obtained through/by Central Services to progress this work. It was considered at this meeting that the Bill in its entirety should be progressed rather than picking pieces out of it for introduction. The Bill provides a complete review and updating of road traffic legislation in the Falkland Islands.

Prison Legislation	Draft legislation has been prepared and consulted upon	The draft legislation is being amended as a result of the consultation. A final draft will then be completed for consideration by Members with a view to it being passed into law.
Firearms Ordinance Amendment	Amendment has been subject to ExCo Papers	This amendment relates to the designation of certain types of firearms as prohibited weapons. The matter was not progressed following an earlier Paper. It is now being reinvigorated in conjunction with the Attorney Generals Chambers.