

POLICE COMMITTEE

Meeting to be held at 1400 on Wednesday 19 October 2016
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 20 July 2016 (previously circulated)
4. Matters Arising from the Open Minutes of the meeting held on 20 July 2016
5. Report of the Chief Police Officer – Report Covering Quarter 1 of 2016/17 (attached)
6. Confirmation of Date of Next Meeting – Thursday 26 January 2017 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 1 relating to confidential information and paragraph 7 relating to information about individuals, 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 grounds that the next items of business to be considered are likely to disclose exempt information under paragraph 7 relating to information about individuals, of Schedule 3 of the Committees (Public Access) Ordinance 2012.”

Part 2 (Closed Section)

8. Confirmation of the Exempt Minutes of the meeting held on 20 July 2016 (previously circulated)
(Not for publication by virtue of paragraph 7 of Schedule 3 of the Committees (Public Access) Ordinance 2012, relating to information about individuals)
9. Report of the Chief Police Officer – Exempt Report Covering Quarter 1 of 2016/17
(Not for publication by virtue of paragraph 7 of Schedule 3 of the Committees (Public Access) Ordinance 2012, relating to information about individuals)

13 October 2016

OPEN MINUTES

POLICE COMMITTEE **HELD IN THE LIBERATION ROOM OF THE SECRETARIAT ON 20 JULY 2016** *These minutes are draft minutes until confirmed by resolution at the next meeting of this Committee*

Present: Sandra Tyler-Haywood, Acting Governor, Chair
Keith Padgett, Chief Executive
Superintendent Len McGill, Chief Police Officer
Peter Judge, Attorney General
MLA M V Summers OBE
Derek Clarke JP

Apologies: MLA Dr Barry Elsby
Anton Livermore JP

In Attendance: Nancy Locke, Acting Secretary to the Committee
Ronnie McLennan-Baird, Falkland Radio
Paula Fowmes, FITV
Peter Young, Penguin News

Part I

Action

1. Apologies for Absence

1.1 Apologies for absence were received from MLA Barry Elsby and Anton Livermore JP.

2. Declaration of Interest

2.1 There were no declarations of interest.

3. Confirmation of Minutes of Meeting held on 20 April 2016

3.1 The minutes were confirmed as a correct record.

4. Matters Arising from the Open Minutes of the Meeting held on 20 April 2016

4.1 There were no matters arising.

5. Report of the Chief Police Officer – Reports Covering Quarter 4 of 2015/16

5.1 The Chief Police Officer presented his report highlighting the drop in reported crime over the previous year, the use of extradition powers for the first time and greater than expected revenue.

OPEN MINUTES

- 5.2 The Chief of Police drew the attention of the Committee to the positive response which had been received from several quarters for the work the prisoners had done in refurbishing the Falkland Guard Ship names on the north side of Stanley Harbour.
6. **Report of the Chief Police Officer – Police Uniform – Custodian Helmets**
- 6.1 The Chief Police Officer presented his report and sought guidance from the Committee.
- 6.2 MLA Summers commented that MLAs defer to the Chief Police Officer with regard to safety and noted the Custodian style helmet was not desirable solely for tourism purposes. The Chief Police Officer noted that Public Order Helmets are issued if safety is required.
- 6.3 The Committee agreed with the Chief Police Officer's view that Custodian Helmets should not be introduced for safety or tourism purposes.
7. **Report of the Chief Police Officer Amended Annual Objectives for the Royal Falkland Islands Police 2016/17**
- 7.1 The Chief Police Officer introduced his updated report.
- 7.2 The Committee requested SLO 8 be changed to differentiate between CPO serious or petty crimes and be linked to the year of the crime. The Committee noted the objective for serious crime should be 100% and suggested that petty crime be weighted at 80%.
8. **Confirmation of Date of Next Meeting**
- 8.1 It was confirmed that the next meeting of the Police Committee would be held at 1400 on Wednesday 19 October 2016 in the Liberation Room.
9. **Exclusion of the Press and Public**
- 9.1 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 15 of Schedule 3 of the Committees (Public Access) Ordinance 2012 relating to draft Executive Council papers and information about them.

20 July 2016

REPORT OF CHIEF POLICE OFFICER TO THE POLICE COMMITTEE
19 OCTOBER 2016 - OPEN SESSION

The following relates to the period 1st July to 30th September 2016 (1st quarter) with comparative performance for the same period in 2015 shown in brackets.

NUMBER OF INCIDENTS / ARRESTS

2016 (2015)	Jul	Aug	Sep	TOTAL
Incidents reported	107 (106)	84 (116)	87 (130)	278 (352)
Persons arrested	0 (4)	1 (5)	4 (3)	5 (12)

This Quarter saw a sharp decline in reported incidents to the police and of arrests. The figure of 87 for September is the lowest recorded for a September since recent records began in January 2007, the previous lowest being September 2009, with a figure of 88.

Arrests have decreased by over 50% for this Quarter compared to the same reporting period for the previous year with an unprecedented figure of zero for July. Since recent records began in January 2009, there has never been up to this Quarter a month where no arrest has taken place.

NUMBER OF OFFENCES RECORDED

Crimes by category	Jul	Aug	Sep	TOTAL	Total Offenders for current Quarter	Violent or Acquisitive crime or Alcohol related crime
Murder						
Attempted Murder						
Manslaughter						
Rape S1 Sexual Offences Act 2003						
Rape S5(1) sexual Offence Act 2003	2 (0)			1 (0)	1 (0)	2 (0)
Rape S1 Sexual Offences Act 1956						
Causing a Child to watch a sex act S12 Sexual Offences Act 2003	1 (0)			1 (0)	1 (0)	1 (0)
Rape S48 OAP Act 1861						
Sexual Assault Child S52 OAP Act 1861						
Sexual activity with a child						
Sexual Assault S3 Sexual Offences Act 2003						
Sexual Grooming S15 S.O. Act 2003						
Indecent Assault S14 Sexual Offences Act 1956						
Assault S39 CJA 1988	0 (2)		3 (1)	0 (3)	3 (3)	1 (2)
Assault S47 OAP Act 1861						

Assault S18 OAP Act 1861						
Assault S20 OAP Act 1861						
Assault with Intent S38 OAP Act 1861						
Theft S1 Theft Act 1968	2 (1)	0 (5)		0 (6)	1 (3 Suspects not yet identified in 3 cases)	2 (0)
Robbery S8						
Burglary S9(1)(a)	1 (0)	0 (2)		0 (2)	Suspects not identified	0 (2)
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 (4)	0 (4)	1 (Suspects not identified)	1 (0)
Criminal Damage S1(2) CDA 1971						
Arson S1(3) CDA 1971						
Forgery & Counterfeiting Act 1981 Section 3						
Public Order S4 PO Act 1986						
Public Order S4A PO Act 1986			0 (2)	0 (2)	0 (2)	0 (2)
S31(1) Crime & Disorder Act						
Public Order S5 PO Act 1986	1 (0)		1 (0)	2 (0)	2 (0)	2 (0)
Public Order S3(1) PO Act 1986						
Breach of Prohibition Order						
Breach of restraining Order			1 (0)	1 (0)	1 (0)	
Supplying alcohol to Prohibited Person						
Taking a Conveyance						
Harassment S2 PFH Act 1997		0 (2)		0 (2)	0 (2)	0 (1)
Failing to Provide S24 RTO 1948	1 (0)			1 (0)	1 (0)	1 (0)

Driving over Prescribed Limit		0 (1)		0 (1)	0 (1)	0 (2)
Driving whilst unfit through drink S19(1) RTO 1948	1 (0)	0 (2)		1 (2)	1 (2)	1 (2)
Driving Without Insurance		0 (1)		0 (1)	0 (1)	0 (1)
Permitting a person to drive without insurance			0 (1)	0 (1)	0 (1)	
Driving Without a Licence						
Driving Unlicensed Vehicle						
Drunk in Charge of Vehicle	0 (1)			0 (1)	0 (1)	0 (1)
Threats to Kill S16 OAP Act 1861						
Possession of an Offensive weapon						
Breach of Bail S147 CJO						
Wasting Police Time S43 Crimes Ordinance						
Fail to comply with traffic sign						
Drunk & Disorderly			1 (1)	0 (1)	1 (1)	1 (1)
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						
Supply a Controlled Drug	0 (1)			0 (1)	0 (1)	
Perverting the Course of Justice	1 (0)			1 (0)	1 (0)	
Total 2016	10	1	6	17	12	7 + 3 + 2 = 12
Total (2015)	(5)	(13)	(9)	(27)	(17)	(14 + 0 + 0 = 14)

This Quarter saw a decrease in crimes, however an increase in reported serious crime involving alleged sexual offending. This has resulted in a steep increase of reported violent crime. The Section 5 Public Order Offence from July involved an incident in a taxi where a member of HM Forces was abusive towards the driver. The matter was disposed of by Court action and resulted in CBFSAI making a comment to the Penguin News. Alcohol played a part in 7 of the 17 reported crimes.

DOMESTIC ABUSE INCIDENTS RECORDED

Type	Jul	Aug	Sep	Total	Total of Offenders M = male F = female
S39 – Battery	0 (1)	-	1 (0)	1 (1)	1 (M)

This incident involved a couple on a night out whereby during the evening the male, under the influence of alcohol, assaulted his partner. The case is currently live and no further details can be made public.

DETECTION RATE

Of the 17 crimes reported this quarter 10 remain current, with 7 complete, one of which was an undetected crime, this gives a quarterly detection rate of 86%. This detection figure does not include within it, Serious Crime. The reason for this is set out under the section entitled, RFIP Business Plan 2016 / 2017, below.

COURT DISPOSALS

In this reporting period there has been no custodial sentences imposed by the Courts; however there have been 2 driving disqualification on of these has been a lengthy ban reflecting the seriousness of the incident, also a large fine was also imposed on the individual. Other Court disposals have included a range of fines from £100 to £1600.

RESPONSE TO INCIDENTS

In this reporting period there were 59 recorded 999 calls. Of these 29 were genuine whilst the remaining 30 were false, but not malicious. With the exception of one call in the Stanley area between 0800 – 0200 hours, all were attended to within 10 minutes. There was one call in this time bracket from West Falkland Island that involved persons over-due for approaching 6 and half hours, last seen at sea. This had a happy ending with all persons found by the Search and Rescue services. Of the 3 calls received in the time bracket of 0200 – 0800 hours, 2 out of them were responded to within the 15 minute time objective.

NUMBER OF PROCESS REPORTS

Process by category 2015 (2014)	Jul	Aug	Sep	Total
Sudden Deaths		(1)		0 (1)
Excess Speed	0 (0)	0 (3)	0 (0)	0 (3)
Reckless / Careless / Inconsiderate Driving		1 (1)	1	2 (1)
Driving while Operating Mobile Telephone	0 (1)	0 (1)		0 (2)
Road Traffic Collisions	0 (1)	1		1 (1)
Vehicle Licensing / Documents	2 (1)	(1)	(1)	2 (3)
Alcohol / Licensing		1	0 (1)	1 (1)
Seat Belts		0 (1)		0 (1)
Harassment		1		1 (0)
Failure to Answer Police Bail		1		1 (0)
Breach of Restraining Order			2	2 (0)
Total 2016 (Total 2015)	2 (3)	5 (8)	3 (2)	10 (13)

There has been an overall reduction in the number of process reports, Officers continue to carry out regular high visibility speed checks in areas of concern. It is notable that over the reporting period there have not been any prosecutions for speeding motorists. The one road traffic collision that was reported was regarded as a fail to stop and has since been closed undetected.

ROAD SAFETY

During this reporting period Officers have conducted the following checks –

Seatbelt – 4611 (a decrease of 6781 from 2015)

Speed – 3465 (a decrease of 4877 from 2015)

Traffic (includes Tax Disks / Insurance / Vehicle Faults) – 3461 (a decrease of 5336 from 2015)

Breath Tests – 0 (a decrease of 49 from 2015)

NTP / VRF / VW – 34 (a decrease of 15 from the 2015)

NOTABLE INCIDENTS, ARRESTS AND EVENTS

In July Operation DENVER commenced, which was the investigation concerning the Falkland Islands Meat Company (FIMCO). This resulted in positive Court action in September. The Police investigation prompted the following comment from the Law and Regulation Department (Attorney Generals Directorate); “Departments of Government who have enforcement roles can find conducting criminal investigations difficult due to a lack of specialist expertise or experience. It is encouraging that the Royal Falkland Islands Police are willing to offer support and assistance. This case is a good example of how the Royal Falkland Islands Police and Departments of Government can work together to investigate criminal offences and gather sufficient evidence to obtain convictions”.

RFIP BUSINESS PLAN 2016 / 2017

Number	Service Level Objectives 2015/16	Target 2016/17	RAG Status	Performance First Quarter
SLO1	Answer all 999 calls within 10 seconds	All calls answered within 10 seconds		All calls answered within target time
SLO2	Police Officer to be on-site at any urgent incident in Stanley during normal working hours within 10 minutes in 96% of cases	Police Officer attends incident within 10 minutes.		96% of calls, 24 out of 25, in Stanley 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 100% of cases	Police Officer attends incident within 15 minutes		66% of calls, 3 out of 2 attended within target time
SLO4	Officers under the Neighbourhood Management Model meet and brief all groups, that may be considered to be vulnerable, who visit the Falkland Islands	All groups identified to be met by officers		Achieved
SLO5	Police Officers to conduct high visibility mobile patrol of Mount pleasant Airport departures areas once per month to coincide with the departing Lan Chile flight	Conduct one patrol per month		Achieved
SLO6	To reduce violent and acquisitive crimes. Not to exceed 23 violent crimes and 20 acquisitive crimes	To show a decrease in violence or acquisitive crimes		Violent crimes have risen from 0 to 3 and acquisitive crime has risen from 0 to 2, compared to the same reporting quarter as last year
SLO7	To reduce or eliminate repeat incidents of Anti-Social Behaviour	No repeat incidents		No repeat incidents of anti-social behaviour
*SLO8	To achieve a 100% detection rate for all Serious	100% Detection rate		Still under investigation

	Crime			
SLO9	To achieve an 80% detection rate for all other Crimes that are not Serious Crimes	80% Detection rate		Detection rate for quarter is 86%. Due to SLO 8, comparison not drawn on 2015/16 figure
D1	Train all staff in the new Criminal Procedure and Evidence Ordinance and the Crimes Ordinance and achieve implementation	All staff trained and Ordinances implemented		This training to be provided by suitably qualified and competent staff as part of the introduction of this new landmark legislation.
D2	Continue professional development of officers to develop and maintain identified specialist skills through overseas and local training	Maintain and develop professional skills of officers		A review of, the structure and of the RFIP against recognised strategic and operational needs will be undertaken.
D3	Undertake Phases 2 & 3 of the police armed response project	Phases 2 & 3 successfully completed		Business discussions with UK Police Firearms training establishment undertaken by CPO during his recent visit and leave in the UK.
D4	Complete installation and commissioning of the new emergency services radio system	Instillation and commissioning completed		All equipment for the full project is on the Falklands Islands. Installation of Phase 1 of the contract is on target.

*The Police Committee have requested that the crimes accounted for in the Islands in respect of their detection rates are split into Serious Crime and Non-Serious Crime. Unlike in the United Kingdom where there are specified Serious Crimes and indeed the Serious Crimes Act 2007 to assist, there is no such equivalent in the Islands; other than Criminal Justice Ordinance Title 24 Section 178, which makes out what a Serious Arrestable Offence is. As such the most proportionate means of dealing with this is to deal with the matter under the guidance of the Administration of Justice Ordinance, Title 22, where at Section 27; it sets out General Criminal Jurisdiction and states what offences must be tried on indictment. This approach is in synergy with the Attorney General's Chambers and the Courts and will not cause confusion to the justice system.

FINANCE

Revenue

Revenue Income for the 1st quarter of the 2016/17 Financial Year shows the department has achieved 90% of its predicted annual income for vetting with a total of 109 vetting checks being processed. This is again attributed to the need to produce a current local vetting check when applying for an MPA pass. Vehicle licences and Sundry licences revenue have achieved 25% & 23% consecutively of the annual predicted revenue.

Expenditure

Staffing Costs for the 1st quarter of the 2016/17 Financial Year shows spending to be as forecast for this period. The Department is entering into a period of recruitment; the costs of recruiting for new staff will be captured during the 2nd quarter of the Financial Year.

Total Departmental Operating Costs for the 1st quarter of the 2016/17 Financial Year shows spending to be as forecast for this period across the majority of the code lines. Vote head 0551-0403, Repairs & Maintenance – Vehicles, is under stress as it absorbs the repair costs of vehicle F2017, the Freelander patrol car, which due to its age and mechanical state is costly to maintain. The

replacement vehicle, a Mitsubishi Shogun, is in the Islands and should be with the Department by the end of October.

Total Departmental Overheads for the 1st quarter of the 2016/17 Financial Year shows spending to be as forecasted for this period across the majority of the code lines. Vote head 0551-0600, Tele Telex & Fax Charges, showing slightly higher than forecast usage, this is predominately due to overseas training and ongoing cases.

The total Departmental Transfers Costs for the 1st quarter of the 2016/17 Financial Year is not yet known as water/electricity charges for this quarter are still to come in.

STAFFING

A number of Officers have managed to take personal leave with the majority being overseas.

The following officers resigned from the Service during the reporting quarter;

.
PC Darren Doyle
PC Tim Wilson (Completion of Contract)
DC Karen Lorimer
PC Jane Lorimer

All officers are thanked for their service and we wish them well in the future.

TRAINING AND DEVELOPMENT

During the month of July, Officers underwent their yearly refresher training in the use of Personal Protection Equipment – Kwikcuffs / Casco / Pava Spray. This training was delivered by a qualified officer from within the Service.

COMMUNITY AND PROFESSIONAL ENGAGEMENT

The Chief Police Officer attended the Avon and Somerset Police Blackrock Specialist in July. He conducted business discussions in relation to the recent training outcomes and explored a way forward, including the achievement of the next phase of the Police Firearms Training project. He was honoured to be invited to attend the course end and presentation morning where he presented the certificates to all the newly qualified Authorised Firearms Officers.

LETTERS OF COMPLAINT

No letters of complaint were received during the reporting period.

LETTERS OF APPRECIATION

An e-mail was received thanking a Sgt for their “time, professionalism and advice on such a sensitive subject” following an approach to parents on a child protection matter.

LEGISLATIVE MATTERS

Fixed Penalty Notices	Legislation prepared	No progress has been made on this during the reporting period.
Taxi Drivers Permits	Legislation prepared	No progress has been made on this during the reporting period.
Road Traffic Bill	Draft legislation exists No progress can be	A bid for the creation of a one year fixed term contract post of Policy Officer to undertake

	made on this extensive piece of legislation as the RFIP does not have the capacity to provide the policy direction to legislative drafters.	this project, made during the 2016/2017 budget submissions, was rejected. The Attorney General's staff and the CPO seek to find a way forward.
Prison Legislation	Draft legislation has been prepared and consulted upon.	To be presented to ExCo within a month.
Firearms Ordinance Amendment	Amendment has been subject to ExCo Papers.	No progress has been made on this during the reporting period.