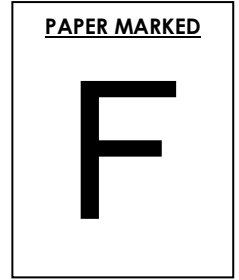


**POLICE AND CRIME  
COMMISSIONER FOR  
LEICESTERSHIRE**

**ETHICS, INTEGRITY AND  
COMPLAINTS COMMITTEE**



Report of: **CHIEF CONSTABLE**

Subject: **DIP SAMPLING OF COMPLAINT FILES**

Date: **FRIDAY 21 SEPTEMBER 2018 – 2:00 p.m.**

Author: **ANGELA PERRY, EXECUTIVE DIRECTOR  
SIMON HURST, PROFESSIONAL STANDARDS DEPARTMENT**

**Purpose of Report**

1. The purpose of this report is for members discussion on the findings from the dip sampling of complaint files.

**Recommendation**

2. It is recommended that members:-
  - (a) discuss the outcome of the dip sampling of complaint files; and
  - (b) consider a theme for the next dip sampling session.

**Background**

3. The Police and Crime Commissioner has a responsibility for ensuring that the Chief Constable is applying police regulations in the handling of complaints. The Police and Crime Commissioner fulfils this statutory responsibility by receiving reports from the Chief Constable to the Strategic Assurance Board and by the members of the Ethics, Integrity and Complaints Committee dip sampling of complaint files and reporting on their findings.
4. Ms Linda James, Ms Lynne Richards and Dr Steven Cammiss undertook dip sampling of complaint files on Monday 6 August 2018 in preparation for the September meeting of the Committee. The outcome of the dip-sampling is as follows:-



<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Non-referral	MI495/17	I am happy with this decision.	Noted Thank you.
	MI522/17	I am happy with this decision.	
	MI27/18	I am happy with this decision.	
	MI37/18	I am happy with this decision.	
	MI274/17	I am happy with this decision.	
	MI/507/17	I am happy with this decision.	
	MI/67/18	I am happy with this decision.	
	MI/68/18	I am happy with this decision.	
	MI/70/18	I am happy with this decision.	
	MI/87/18	I am happy with this decision.	
MI/92/18	I am happy with this decision.		

<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Multiple	CO/424/17	I am happy with the investigation and outcome.	Noted Thank you.
	CO/479/17	I am happy with the investigation and outcome.	
	CO/488/17	I am happy with the outcome.	
	CO/511/17	I am happy with the investigation and outcome.	
	CO/520/17	I am happy with the investigation and outcome.	

	CO/466/17	I am happy with the investigation and outcome.	Noted Thank you.
	CO/370/16	I am happy with the investigation and outcome.	
	CO/58/18	I am happy with the investigation and outcome.	
	CO/471/17	I am happy with the investigation and outcome.	
	CO/279/17	I am happy with the investigation and outcome.	

<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Honesty, integrity, responsibilities, discreditable conduct	CO/00286/17	No comment	Noted Thank you.
Discriminating behaviour	CO/00495/17	No comment	
Incivility, Code C PACE, lack of fairness, neglect of duty	CO/00459/17	No comment	

<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Conduct	CO/00335/17	Agree with outcome; complaint dealt with appropriately – just on concern of keeping confidence and protecting (victims and witness) of crime. Given the sensitivity of timing when arresting ‘friend’ – No case to answer.	Noted. Thank you.
	CO/00077/17	No comment – agree with outcome.	Noted Thank you.

	CO/00077/17	Agree with outcome – concerns regarding the number of officers not completely following procedures correctly. (Mental Health) given the inconsistency of answers earlier intervention could have been sorted. Also some consideration to answers to allegation 2 made - cigarettes out of hand (officer answer from mouth?!) Management Action the right thing not disciplinary – I totally agree with learning to be achieved.	Thank you.
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<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Conduct	CO/00446/17	When armed officers are deployed do they have to wear BWC? Agree with outcome.	Yes. I can confirm that w.e.f. 11/06/18 BWV is to be worn and activated as outlined within the EMOPPS AFO BWV Standard Operating Procedure.
	CO/00345/17	Level of healthcare assistance and support was of good standard and also the intervention from officers – No further comments.	Noted Thank you.
	CO/18/18 & MI/19/18	No comments – Agree with actions and outcome. No comments – Agree with action and outcome.	Noted Thank you.
	CO/00408/17		

<u>Category of Complaint</u>	<u>File No.</u>	<u>Comments by Member</u>	<u>Force Response</u>
Conduct	CM/0003/18	CCTV Keyham Lane Police Station – recording system date and times reported as not accurate and do not assist with investigation. How long was this system inaccurate? Why? The whistle-blowers should be commended. In the charitable section a similar case would have likely resulted in minimum misconduct for submitting false o/t claims.	Noted – Apparent system error which has since been rectified – confirmed with IO.  Noted Thank you.
Conduct	CM/0024/17	No further comment.	

<p>Conduct</p>	<p>CM/57/16</p>	<p>Allegations 74-77, 1/0 report allegation 4 incorrectly stated on P. See p.6 for correct Allegation. This complaint refers to 32 separate conduct reports under one reference number so it is difficult to comment on individual cases especially where they are not referenced as above (pencilled allegation number). It would be interesting for the committee to see final report and follow up force actions. Results from operation Olive.</p>	<p>Noted Thank you.  Supt Ball to KIV and consider re; Op Olive subsequent Disclosure.</p>
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## **IPCC Non-Referral Register**

5. The IPCC non-referral register was not examined on this occasion.

### **Implications**

Financial :	None.
Legal :	The Police and Crime Commissioner has a statutory duty to ensure that the Chief Constable is applying Police Regulations .
Equality Impact Assessment :	None.
Risks and Impact :	The Commissioner requires assurance that complaints from members of the public.
Link to Police and Crime Plan :	None.
Communications :	Media releases before and after the discussion will be drafted.

### **List of Appendices**

None.

### **Background Papers**

Members reports from dip sampling.

### **Person to Contact**

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