



**Leicestershire Police & Partner Agencies**  
**Youth Out-of-Court Scrutiny Panel**  
**Minutes**

**11<sup>th</sup> October 2016**

**1. Attendance**

Andrew Day – Chair –OPCC  
John Norman - Leicestershire Police  
Mark Verran – Leicester YOS  
Hilary Allton – Leicester MAGS  
John Freeman – Chair Youth Panel Leicester MAGS  
Nigel Chapman – CPS  
Andy Cooke - Deputy Chair Youth Panel  
Supt Michael Mulqueen - Leicestershire Police (MMQ)  
Caroline Barker – Leicestershire Police

**2. Apologies**

Kayley Galway – Leicestershire Probation

**3. Minutes and Actions from Previous Meeting**

Previous minutes approved. JN advised all actions have been updated. Relevant officers have been updated accordingly.

JN updated that one of the cases from the previous meeting which had been deemed a 3 – inappropriate and inconsistent with policy and related to an offence of arson was still being resolved.

JN advised that a Turning Point representative will be at future youth scrutiny panel meetings.

JN advised that the issue with data had now been resolved and outcome data has been circulated prior to the meeting.

**4. Youth Offender Disposal Data**

AC asked if the disposal data could include ethnic origin, presented in an anonymised way as he felt it was relevant JN advised that this should be available and will ask for this to be included.

JF commented that the data showed a reduction in out of court disposal outcomes and JN advised that there had been a reduction in all outcomes.

### 5. Panel Cases for Consideration

The 15\* cases chosen at random by the OPCC were reviewed by the Panel and the following recorded:

12 cases graded 1 – Appropriate and consistent with Police policies and/ or the CPS Code for Crown Prosecutors

3 cases graded 2 – Appropriate but with Observations

1 case graded 3 – Inappropriate and inconsistent with Police policies and/or the CPS Code for Crown Prosecutors

0 cases graded 4 – Panel fails to reach a conclusion

\*One case related to 2 offenders and the panel deemed that the outcome for one offender was graded as 1 and for the other offender the panel graded the outcome a 3. Therefore a total of 16 outcomes are recorded.

Case No:	Offence:	Disposal	Panel Findings & Comments	Category
01	Criminal Damage by Fire	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
02	Common Assault (Battery)	Youth Caution	Appropriate but with Observations	2
03	Criminal Damage and Assault	Youth Community Resolution	Appropriate but with Observations	2
04	Possess Cannabis	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
05	Malicious Communications	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
06	Theft from Store	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
07	Damage (less than £5,000)	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1

Case No:	Offence:	Disposal	Panel Findings & Comments	Category
08	Damage (less than £5,000)	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
09	Possess Cannabis	Youth Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
10	Battery	Youth Community Resolution	Appropriate but with Observations	2
11	Possession of a knife	Youth Conditional Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
12	Damage (less than £5,000)	Youth Conditional Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
13	DV related damage	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
14	Theft from Store	Youth Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
15	Theft from Store	Youth Community Resolution	<b>Offender 1</b> -Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors  <b>Offender 2</b> - Inappropriate and inconsistent with Police policies and/or the CPS Code for Crown Prosecutors	1 & 3

Of the cases deemed (number 2) “Appropriate but with Observations” the following observations were made:

# 02	Common assault - Only partial admission made and due to the level of the attack it was felt this should have gone to court so that the offender understood the seriousness of their actions. NC and HA felt that due to the level of assault and injury there is a possibility this could have been charged as ABH.
# 03	The offender is resident at a special school and has a number of vulnerabilities and autism, it was felt that the school do not appear to be meeting the needs of the offender and were at fault for not taking previous incidents into account. Some of the panel felt this should have gone to court as the court would take into account the welfare of the child. Others felt it shouldn't have gone to court but if it had the court would have requested more information.
# 10	This was an assault where the victim was kicked whilst on the ground which increases the seriousness of the incident. However the panel did feel that the offender showed remorse for their actions.

**Action:** *In respect of case 02 JN will attend a Youth Panel meeting to share the unease of the youth magistrates with the decision to issue a caution to the offender.*

Of the Case deemed (number 3) “Inappropriate and inconsistent with Police policies and/or the CPS Code for Crown Prosecutors” the following observations were made

# 15	One offender had previous convictions and therefore she should have been charged for the offence and not given a community resolution.
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Panel members who sit on both the adult and youth scrutiny panels commented that there appears to be greater decision makers rationale recorded on the adult cases for review than the youth cases.

## 6. **Communication**

The OPCC is happy for the panel to share our work from these meetings with their colleagues and welcomed any feedback.

## 7. **AOB**

No any other Business

## 8. **Date of Next Meeting**

11<sup>th</sup> January 2017 @ 1.30pm