



## Police and Crime Commissioner for Devon and Cornwall

### Police and Crime Panel Meeting

11 October 2013

### Report of the Police and Crime Commissioner

#### COMPLAINTS RECEIVED AGAINST THE PCC UNDER POLICE REFORM ACT

**Recommendation:**

1. That the Panel approve the Chief Executive's decision in relation to Complaint 2 at Appendix A
2. That the Police and Crime Panel note this update

1. The Police and Crime Panel (PCP) holds the statutory responsibility for handling non-criminal conduct complaints against the Police and Crime Commissioner (PCC). The PCP has exercised an option to delegate parts of this responsibility to the Chief Executive of the Office of Police and Crime Commissioner (OPCC).
2. The CEO receives records and categorises complaints and is responsible for their informal resolution.
3. Allegations/complaints of criminal conduct must be referred, by law, to the Independent Police Complaints Commission (IPCC).
4. During the period 25 June 2013 to 25 September the OPCC received one formal complaint against the PCC from a member of the public. The complaint was recorded initiating further consideration of the issue. The complaint was not upheld. For further information please see Appendix A attached.
5. Complaints received and handled since the PCC's election on 15 November 2012 are shown below at Table 1.

**Table 1**

Dates	Complaints received	Number of Complaint recorded	Number of Complaints unrecorded	Complaints forwarded to IPCC	Total
15 Nov 2012 – 9 April 2013	0	0	0	0	0
9 April – 25 June 2013	1	0	1	0	1
26 June- 24 September	1	1	0	0	1
			Grand total		2

**Sue Howl**

Chief Executive

Office of Police and Crime Commissioner

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Report prepared: 25 September 2013

**Appendix A**  
**Complaints against the Police & Crime Commissioner – Report for Panel**

Date Complaint received	Summary	Handled by	Outcome	Live or closed	Recommendation to PCP
COM 1 14 June 2013	Detail as previously provided to panel in report of Susan Howl Chief Executive for the OPCC dated 9 July 2013.	OPCC  Decision-maker =  SH CEO of OPCC	Complaint was not upheld. Complainant advised of his right to appeal to the IPCC. No notice of appeal received within IPCC timescales.	CLOSED	
CIOM 2 1 July 2013	<p>A complaint was received following publication of a newspaper article confirming payment of an accommodation allowance to the PCC. The complainant alleged:</p> <p><i>“That the awarding of additional salary to Mr Hogg for accommodation is inappropriate and That is his acceptance of this additional salary is inappropriate”</i></p> <p>The email was initially responded to by the OPCC Communications team as being an issue of opinion rather than a conduct matter within the complaints regulations. Following appeal to the IPCC the complaint</p>	OPCC  Decision-maker  SH CEO of the OPCC		OPEN  Whilst awaiting panel approval	PCP to approve decision of Chief Executive of OPCC

	<p>was recorded at their direction.</p> <p>The complaint has been addressed in correspondence by the Chief Executive who clarified the nature of the accommodation allowance and addressed the complainant's allegations on the basis that they reflect an opinion rather than prove a conduct misdemeanour. The complaint was not upheld.</p>				
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