

DYFED-POWYS POLICE AND CRIME PANEL
26/01/18

COMPLAINT AGAINST THE POLICE AND CRIME COMMISSIONER

Recommendations / key decisions required:

To note the complaint but take no further action in relation to it.

Reasons:

The complaint is an abuse of the complaints process.

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EXECUTIVE SUMMARY
DYFED – POWYS POLICE AND CRIME PANEL
26/01/18

COMPLAINT AGAINST THE POLICE AND CRIME COMMISSIONER

On the 14th November 2017 the Panel received a complaint against the Police and Crime Commissioner from a Carmarthenshire resident 'JS'.
The complaint was recorded in the following terms in accordance with the requirements of Part 2 of the Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012 ('the 2012 Regulations'):

"That the Police and Crime Commissioner has failed to perform his statutory duties to investigate a complaint made to him about the Chief Constable and hold the Chief Constable to account for the exercise of functions of persons under his direction and control"

Enquiries were made with the Office of the Police and Crime Commissioner which established the following;

1. That 'JS' had made a complaint to the Police and Crime Commissioner regarding the Chief Constable
2. That the Police and Crime Commissioner had declined to record that complaint and given reasons for his decision
3. That 'JS' had exercised his right of appeal against that decision to the Independent Police Complaints Commission (IPCC)
4. That the IPCC had upheld the Commissioner's decision not to record the complaint.

The Police and Crime Panel has no power to 'investigate' complaints nor is it a venue of appeal against decisions of the Commissioner.

Having considered the relevant facts of the complaint the Panel Chair recommends that;

1. This is not a matter that is suitable for consideration under the informal resolution procedures in Part 4 of the 2012 Regulations
2. That the Panel take no further action in relation to the complaint on the grounds specified in Regulation 15(3)(e) of the 2012 regulations, namely that it is an abuse of the complaints process as the complaint has already been considered by the IPCC.

DETAILED REPORT ATTACHED?

NO

Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Host authority file	LS-0511/20	County Hall, Carmarthen