

DYFED-POWYS POLICE AND CRIME PANEL
7TH FEBRUARY 2020

POLICE PRECEPT

Recommendations / key decisions required:

To review the precept which the Commissioner is proposing to issue for the forthcoming financial year and thereafter make a report to the Commissioner on that proposed precept.

Reasons:

Schedule 5 of the Police Reform and Social Responsibility Act 2011 requires the Panel to perform this function

Report Author:

Cllr. Keith Evans

Robert Edgecombe

Designation:

Panel Champion

Legal Services Manager

Tel No.

01267 224018

E Mail Address:

rjedgeco@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
DYFED-POWYS POLICE AND CRIME PANEL
7TH FEBRUARY 2020

POLICE PRECEPT

Schedule 5 of the Police Reform and Social Responsibility Act 2011 provides that the Police and Crime Commissioner cannot issue a precept under section 40 of the Local Government Finance Act 1992 for a financial year until the Panel has reviewed the proposed precept and reported to the Commissioner upon the proposal.

Any such report to the Commissioner may include recommendations, including a recommendation as to the precept which the Panel believes should be issued.

The Panel may, having reviewed the proposed precept, choose to veto it. Such a course of action must be supported by two-thirds of the total membership of the Panel. If the Panel does choose to veto the proposed precept the report to the Commissioner must contain a statement that the Panel has vetoed the precept. Where the panel does veto the precept, the Commissioner must not issue the proposed precept and must, having regard to the report issued by the Panel, respond to that report and publish that response by the 15th February 2020.

Regulations also require the Commissioner to indicate in that response the precept he proposes to issue. The Panel then must, within the timescale prescribed by the 2011 Act, review the revised precept and report to the Commissioner upon it. That report may indicate whether the Panel accepts or rejects the revised precept (and may make recommendations upon it). The Commissioner must consider the further report from the Panel and respond to it. That response must also be published. However the rejection by the Panel of a revised precept does not amount to a veto. Where the Panel rejects the revised precept the Commissioner may still proceed to issue the revised precept despite that rejection.

Where the Panel does not veto the precept, the Commissioner must respond to the report to the Panel and publish that response, but may proceed to issue the precept (or a different precept where to do so would be in accordance with recommendations contained within the report issued by the Panel)

The Panel has identified this matter as one of its priorities for 2019/2020 and has nominated Cllr. Keith Evans to lead on this issue on its behalf.

DETAILED REPORT ATTACHED?

YES

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-0511/57	County Hall, Carmarthen