

**DYFED-POWYS POLICE AND CRIME PANEL
27 JANUARY 2023**

2023-2024 Police Precept		
Recommendations / key decisions required: To review the precept proposed by the Commissioner and thereafter report to the Commissioner in respect of that proposal.		
Reasons: Schedule 5 of the Police Reform and Social Responsibility Act 2011 places a statutory duty upon the Panel to carry out this task		
Relevant scrutiny committee to be consulted NA		
Cabinet Decision Required	NA	
Council Decision Required	NA	
CABINET MEMBER PORTFOLIO HOLDER:- NA		
Report Author:	Designations:	
Cllr. Keith Evans	Lead Panel Member	
Robert Edgecombe	Legal Services Manager	Tel: 01267 224018
		Email addresses: rjedgeco@carmarthenshire.gov.uk

**EXECUTIVE SUMMARY
DYFED POWYS POLICE AND CRIME PANEL
27 JANUARY 2023**

2023-2024 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 deadline specified in the Act.

Regulations also require the Commissioner to indicate in that response the revised 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 and established a sub-group led by Cllr. Keith Evans to consider this issue in more detail on its behalf. A report prepared by the subgroup setting out its recommendations is attached

A detailed report from the Commissioner setting out his proposed precept and his justification for it is also attached.

DETAILED REPORT ATTACHED?

YES

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report:

Signed: *R J Edgecombe (Lead Officer to the Panel)*

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
NONE	YES	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: *R J Edgecombe (Lead Officer to the Panel)*

1. Scrutiny Committee – n/a
2. Local Members – n/a
3. Community / Town Council – n/a
4. Relevant Partners - n/a
5. Staff Side Representatives and other Organisations - n/a

EXECUTIVE BOARD PORTFOLIO HOLDER(S) AWARE/CONSULTED

N/A

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Host authority file	PACP-065 and 061	County Hall Carmarthen