



REPORT TO: POLICE AND CRIME COMMISSIONER FOR LANCASHIRE

REPORT BY: ROBERT RUSTON
COMMISSIONING & PARTNERSHIPS MANAGER

DATE: 19 June 2014

TITLE: TRANSFER OF THE PROCEEDS OF CRIME ACT FUNDING TO THE POLICE AND CRIME COMMISSIONER

Appendix A refers

EXECUTIVE SUMMARY

The Proceeds of Crime Act, 2002 (PoCA) and three further pieces of legislation provide the legal framework for law enforcement agencies, including the constabulary, to recover the financial gains made by those involved in criminal activity.

PoCA and associated resources are secured by the Constabulary from offenders through a team of financial investigators who are currently funded through the income generated.

It is proposed that PoCA funding will be transferred to the Commissioner to be administered by the OPCC in line with the Commissioners Aims and Priorities and in particular to support community based approaches to tackling crime and criminal activity.

To enable the Financial Investigators, Legal Costs and other supporting cost to be mainstream funded the Constabulary are proposing that a range of other discretionary spending is transferred to the OPCC, for funding either from PoCA funding or other existing Commissioner budgets.

RECOMMENDATIONS

The Commissioner is recommended to:

1. Approve the transfer of PoCA funding to the Commissioner to be administered by the OPCC with effect from 1 July 2014.
2. Approve the transfer of a range of discretionary spending as detailed in Appendix A to the Commissioner to be administered by the OPCC.
3. Approve the continued arrangements for the Chief Constable to transfer up £20,000 of Police Property Act funding to LANPAC with approval being sought from the Commissioner for any amounts above £20,000.

Decision taken by the Police and Crime Commissioner for Lancashire:

Original decision, as set out in the attached report, approved without amendment (please delete as appropriate)	YES	NO
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Original decision required to be amended and decision as detailed below:

The reasons for the amended decision are as detailed below:

Police and Crime Commissioner: Comments

DECLARATIONS OF INTEREST

The PCC is asked to consider any personal / prejudicial interests he may have to disclose in relation to the matter under consideration in accordance with the law, the Nolan Principles and the Code of Conduct.

STATEMENT OF COMPLIANCE

The recommendations are made further to legal advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation.

Signed: Police and Crime Commissioner Date:	Signed: Chief Officer: Date:
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<p>Signed:</p> <p>Chief Constable</p> <p>Date:</p>	<p>Signed:</p> <p>Chief Finance Officer:</p> <p>Date:</p>
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