



**Lancashire
Constabulary**
police and communities together

JOINT MANAGEMENT BOARD

DECISION 2019/10	DATE: 12 JUNE 2019
TITLE : NATIONAL COLLABORATION AGREEMENT REGARDING PROPERTY AND WIRELESS TELEGRAPHY INTERFERENCE	
REPORT BY: IAN DICKINSON	

<p>Executive Summary</p> <p>The purpose of the report is to provide authorisation to support a number of proposed amendments to the 26th July 2016 collaborative agreement to incorporate the provisions of Targeted Equipment Interference into the current Section 22A Collaboration Agreement in respect of authorisations for interference with property and wireless telegraphy.</p>

<p>Recommendation</p> <p>The Police and Crime Commissioner and Chief Constable are recommended to support a number of proposed amendments to the 26th July 2016 collaborative agreement to incorporate the provisions of Targeted Equipment Interference into the current Section 22A Collaboration Agreement in respect of authorisations for interference with property and wireless telegraphy.</p>
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Signature	Signature
Police and Crime Commissioner	Chief Constable
Date	Date

PART II

1. Background and Advice

The Commissioner will recall that in September 2016 he and the Chief Constable agreed to enter into a Collaboration Agreement in respect of authorisations for interference with property and wireless telegraphy.

The purpose of the 2016 Collaboration agreement was to build on an existing North West agreement and enable Lancashire to operate more effectively across national force boundaries in relation to the authorisation of covert activity.

Following the Implementation of the Investigatory Powers Act 2016 (IPA 2016), Targeted Equipment Interference (TEI) legislation enacted on 5th December 2018 and, the relevance to the current National Police Collaboration Agreements pursuant to Section 22A (1) of the Police Act 1996 it is believed that such cooperation and collaboration would be further enhanced to now include the provisions of the IPA 2016 (electronic equipment interference).

The principles of the amended collaboration agreement are the same as the previous S22a allowed for authorisations of property interference under the PA1997 for collaborative forces just with the new legislation. The appropriate safeguards with the Central Authorities Bureaus are also included in the amended document.

2. Links to the Police and Crime Plan

Criminal investigations which overlap the geographical area of two or more police forces can more efficiently and effectively be discharged by the co-operation and collaboration of police forces.

3. Consultation

N/A

4. Implications

a. Risks

There are no identified risks. The agreement provides a termination clause allowing parties to the agreement to withdraw by serving a 12 months written notice on the other parties.

b. Legal

The Police and Crime Commissioner for Lancashire has the power under Section 23 of the Police Act 1996 to make this decision to enter into a collaborative agreement. This is a force collaboration agreement for the discharge of functions by members of each of the forces, and for members of each of the forces to discharge functions in each other's force areas.

Section 22A of the Police Act 1996 requires the parties to a force collaboration agreement to include each Chief Constable and each policing body. The

Agreement has been drawn up to comply with the provisions of the Police Act 1996 in respect of a collaboration agreement.

There are no legal issues arising from the Agreement.

c. Financial

None

d. Equality considerations

None

5. Background Papers

Section 22 Agreement

6. Public access to information

Information in this form is subject to the Freedom of Information Act 2000 and other legislation.

Part 1 of this form will be made available on the PCC website within 3 working days of approval. Any facts/advice/recommendations that should not be made available on request should not be included in Part 1 but instead on the separate Part 2 form.

Officer declaration	Date
LEGAL IMPLICATIONS – As above	
FINANCIAL IMPLICATIONS – As above	
EQUALITIES IMPLICATIONS – As above	
CONSULTATION – As above	
Director to the Office of the Police and Crime Commissioner (Monitoring Officer) I have been informed about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner for Lancashire. Signature.....Date.....	