

POLICE AND CRIME PANEL
26 JANUARY 2017
REPORT OF THE POLICE AND CRIME COMMISSIONER FOR DERBYSHIRE

PROPOSED PRECEPT FOR 2017/18

1. PURPOSE OF THE REPORT

- 1.1 To notify the Police and Crime Panel of Derbyshire of the Police and Crime Commissioner's proposed Band D precept for 2017/18 of £180.60 being an increase of £3.53 or 1.99%, in accordance with the duty under the Police Reform and Social Responsibility Act 2011.

2. INFORMATION AND ANALYSIS

- 2.1 In November 2015 the then Chancellor of the Exchequer, Rt Hon George Osborne, announced that when precept increases were taken into account police spending would be 'protected' in real terms over the Spending Review period. This indicated an expectation that Police and Crime Commissioners would exercise their power to increase the element of Council Tax that contributes towards the cost of policing.
- 2.2 In order to achieve the Government's 'flat cash' position I intend to approve the Revenue Budget and the indicative proposed precept for 2017/18, on 23 January 2017. The Revenue Budget and Precept 2017/18 report is attached at **Appendix A (to follow)**. The Referendum Principles which limit the increase in council tax unless a referendum approves a higher figure have been set at 2%. This information is a fundamental issue for my consideration of the options in respect of the level of the precept.
- 2.3 I am fully aware of my responsibilities to notify the Police and Crime Panel by 1 February of my precept proposals. In addition, as the Panel is a public meeting, I recognise a further need to give timely notice to the public. This report therefore advises the Panel of the actions that I intend to take in the light of the Referendum Principles.

DISTRIBUTION OF SUPPORTING PAPERS

- 2.4 The Strategic Governance Board is the forum where the final proposed revenue and capital budgets along with the supporting precept are determined. This Board meets on 23 January 2017 and as Police and Crime Commissioners are not subject to the same publication rules as local government, budget papers are not published until Friday 20 January.
- 2.5 The Panel will receive copies of the relevant Strategic Governance Board papers from the Commissioner's Office by Friday 20th.
- 2.6 In accordance with Schedule 5 of the Police Reform and Social Responsibility Act 2011 ('the Act') the Commissioner must notify the Police and Crime Panel ('the Panel') of the precept which the Commissioner is proposing to issue for the forthcoming financial year. Under paragraph 3 of Schedule 5 the panel is asked to review the proposed precept having been notified of it. Details of the Rules of Procedure for the Panel are attached by request at **Appendix B**.

RECOMMENDATIONS

- i. The Police and Crime Panel of Derbyshire review the proposed precept for 2017/18 (to be notified in due course) and make a report to the Commissioner on the precept.

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ATTACHMENTS

Appendix A. Revenue Budget and Precept Report 2017/18 (to Follow)

Appendix B. Extract from Rules of Procedure

APPENDIX 6 (B)

EXTRACT FROM RULES OF PROCEDURE FOR DERBYSHIRE POLICE AND CRIME PANEL

14.7 Proposed precept

- 14.7.1 The Police and Crime Commissioner will notify the Police and Crime Panel by 1st February of the relevant financial year of the precept which the Commissioner is proposing to issue for the financial year. The Panel must review the proposed precept by 8th February of the relevant financial year and make a report including recommendations.
- 14.7.2 Having considered the precept, the Police and Crime Panel will either:
- (a) support the precept without qualification or comment;
 - (b) support the precept and make recommendations; or
 - (c) veto the proposed precept (by the required majority of at least two thirds of the persons who are members of the Panel at the time when the decision is made).
- 14.7.3 If the Panel vetoes the proposed precept, the report to the Commissioner must include a statement that the Panel has vetoed the proposed precept with reasons. The Panel will require a response to the report and any such recommendations.
- 14.7.4 Where the Panel exercises the power of veto, the Police and Crime Commissioner shall, by 15th February of the relevant financial year, notify the Police and Crime Panel of the precept he/she now proposes to issue subject to the following:
- (a) where the Panel report indicates that the Panel vetoes the proposed precept because it is too high, the revised precept shall be lower than the proposed precept;
 - (b) where the Panel report indicates that the Panel vetoes the proposed precept because it is too low, the revised precept shall be higher than the proposed precept.
- 14.7.5 On receiving a response containing notification of a revised precept under the regulation the Panel shall, by 22nd February of the relevant financial year:
- (a) review the revised precept; and
 - (b) make a report (second report) to the Commissioner on the revised precept.

- 14.7.6 The Commissioner shall, by 1st March of the relevant financial year, have regard to the second report, give the Panel a response and publish the response.
- 14.7.7 The Commissioner may then issue the revised precept for the financial year or issue a different precept still subject to the requirements noted at 14.7.4.