



---

**REPORT TO:** Performance Review Group  
**DATE:** 22 October 2010  
**SUBJECT:** Stop and Search Scrutiny  
**SCT SPONSOR:** ACC Alan Pacey  
**AUTHOR:** ACC Alan Pacey

---

**1. PURPOSE OF PAPER**

- 1.1 To update the Performance Review Group on the position regarding performance analysis of Stop, Account and Search encounters over the period 01 October 2009 to 30 September 2010.

**2. BACKGROUND / ISSUE**

- 2.1 Under section 95 of the Criminal Justice Act 1991, Police Forces were required to publish data on stop, account and searches to ensure proportionality in the use of the power. Whilst British Transport Police (BTP) were not bound by this legislation, BTP began publishing such data on their website in June 2010. However, from 01<sup>st</sup> January 2011 there will no longer be any requirement for the recording of Stop and Account encounters, and such, this will be removed from PACE Code. The Codes of Practice will allow Forces to continue recording to monitor any "local disproportionality" if desired. Forces can therefore direct officers to record the self defined ethnicity of persons but the approach should be agreed with the Police Authority and community representatives.

**3. MATTERS REQUIRING RESOLUTION**

- 3.1 The Performance Review Group need to see the relevant data to be able to carry out its 'scrutiny' role.
- 3.2 Though there is no strategic requirement for BTP to retain the recording of Stop and Account encounters, it does have the advantage of reassuring the community that such encounters are captured and lines of reporting for proportionality are audited.



**4. RISK ASSESSMENT & IMPLICATIONS**

- 4.1 There is a risk if BTP and the Authority are not fully aware of stop and search issues, particularly in relation to proportionality publications and responding to Freedom of Information requests.

**5. FINANCIAL IMPLICATIONS**

- 5.1 There are no financial implications within this report

**5. EQUALITY IMPACT ASSESSMENT**

- 5.1 The analysis at Appendix A considers whether there are indications of disproportionality in the use of stop, account and search powers against persons of Black, Asian and Other ethnic origins.

**6. PROPOSED NEXT STEPS / OPTIONS**

- 6.1 BTP will continue to monitor the use of Stop, Account and Search encounters as outlined below.

**7. GOVERNANCE**

- 7.1 BTP will continue to monitor the use of Stop, Account and Search encounters by monitoring usage through monthly Force Management information reports, the bi-annual Stop and Search Steering Group chaired by the Assistant Chief Constable, and the bi-monthly Stop, Search and Account Group chaired by the Superintendent of the Neighbourhood Policing and Partnership Unit.

**8. COMMUNICATION PLAN**

- 8.1 BTP will continue to publish this data on the website and will liaise with community groups via the bi-monthly Stop, Search and Account Group.

**9. RECOMMENDATION**

- 9.1 Members to note the content and presentation delivered at the meeting on 20 October 2010.