



Report to: Audit & Risk Assurance Committee
Agenda item: 10.1.1
Date: 3 June 2015
Subject: HMIC Inspection Update
Sponsor: Deputy Chief Constable
For: Information

1. PURPOSE OF PAPER

1.1 To provide the British Transport Police Authority (BTPA) Audit & Risk Assurance Committee with an update in relation to Her Majesty's Inspectorate of Constabulary (HMIC) activity.

2. BTP INSPECTION STATUS UPDATE

2.1 Stop and Search

2.1.1 Progress continues to be monitored against BTPs internal stop & search improvement plan developed as a result of HMIC's 2012/2013 inspection activity. The Force is currently transitioning elements captured in this improvement plan to a newly devised ACPO template which has been developed as a result of the findings captured in HMIC's 2015 national re-visit report *Stop and search powers 2: are the police using them effectively and fairly?*.

2.1.2 The recommendations from the national re-visit report are currently being reviewed in line with BTPs outstanding recommendations from 2012/13. It should be noted that BTP is yet to receive the individual force feedback report from the revisit for factual accuracy checking.

2.2.3 Of significant importance the following progress should be noted:

- Stop & Search Supervision – BTP continues to utilise a 3 tier monitoring process. A very recent review has now led to Sub Divisional responsibility for stop and search (2nd tier of monitoring) being taken on directly by Sub Divisional Commanders (as opposed to nominated Chief Inspector leads). This change in governance is



designed to increase the impetus on stop and search improvements. Sub Divisional Commanders will be attending quarterly Stop and Search Gold Groups.

- Use of search powers involving the removal of more than a person's outer coat, jacket, or gloves – BTP has introduced new recording standards to capture details in relation to the removal of outer clothing. In addition to specifying if more than JOG is removed officers are required to describe what articles were removed.
- Annual Data Requirement – BTP has developed processes in order for the force to comply with HMIC's recommendation in relation to the submission of stop and search data to the Home Office. The exception to this is the geographical location of stop and search encounters expressed in Eastings and Northings; work is on-going in relation to resolving this matter.
- Best Use of Stop & Search Scheme – the lay observation scheme will be rolled out over the next few weeks with members of the community consultation group being used to test the process.

2.2 Inspection of Police Custody Suites

2.2.1 There are currently nine remaining recommendations, of which, seven have now been completed. The remaining open recommendations relate to the development of local drug and alcohol services for detainees and the potential implementation of alcohol and opiate withdrawal screening tools within custody suites.

2.2.2 In relation to the potential implementation of alcohol and opiate withdrawal screening tools within custody suites, it should be noted that following a recent review of the Police Act by the Justice Department in relation to BTP's legal position around drug testing, it has been identified that BTP is not covered to conduct Drug Trigger Testing because of an anomaly in the legislation. Discussions are on-going with the Home Office in relation to resolving this matter.

2.2.3 Details in relation to progress against the Improvement Plan can be found at Appendix A. The improvement plan attached was reviewed at ICB in May 2015.



2.3 Crime Data Integrity

2.3.1 Good progress is being made in relation to the implementation of recommendations. Of significant importance the following progress has been made against the plan:

- Out-of-court-disposals – A scrutiny panel is now in place and has arranged to reissue guidance to all officers about the use of out of court disposals. BTP's Evidence Review Gateway, which went live in April 2015, will also have an impact on the appropriate disposals and evidential standards pertaining to out-of-court-disposals. 50% of the cases reviewed by the panel will be based around sexual offences and serious violence. This is to support the prominent position that BTP is taking around the 'Report it to Stop' campaign. The initial feedback is that sexual offences disposed of by way of a caution, together with the rationale, will be reviewed by Superintendent Offender Management and additional guidance has been circulated to all investigating officers.

2.3.2 It should be noted that at the last Home Office working group there was a review of progress being made against the national recommendations. Members were advised that any follow-up of these recommendations will mainly focus around (1) audits in respect of reports of sexual offences, including rapes; (2) Victim contact and practices such as 'investigate to record'; (3) Out-of-court disposal; and (4) supervisory oversight for crime recording decisions.

2.3.3 Full details in relation to progress against the Improvement Plan can be found at Appendix B.

2.4. Core Business

2.4.1 BTP continues to monitor progress against recommendations. It should be noted that a mapping exercise is currently be carried out against the recommendations captured in the improvement plan and business as usual activities to establish whether the Force can cease monitoring actions as activities are subsumed into other major projects.

2.4.2 Of significant importance the following progress has been made against the plan:



- Crime prevention strategy – New four Tier Structure Model has now been implemented. The first draft crime reduction strategy has now been complete and circulated internally for consultation. Following circulation further work is required to incorporate BTPs evidence based deployment model. Work is on-going to scope delivered a revised version of the strategy.
- Contact Management (Identification of repeat victims) – a 2015/16 performance indicator has been established to achieve by year end 80% on repeat and vulnerable victim questioning. This includes anti-social behaviour as well as other incident types. This is monitored and tracked at Contact Handling Board (CHB). The current quantitative figure is 66%.

2.4.3 Full details in relation to progress against the Improvement Plan can be found at Appendix C. The improvement plan attached was reviewed at ICB in May 2015.

2.5. Undercover Policing

2.5.1 Progress against the Undercover Policing Improvement Plan continues to be monitored offline due to the sensitivities of tactics/operations, chaired by the Deputy Chief Constable. The improvement plan contains both the National HMIC recommendations and the findings from the Office of Surveillance Commissioners (OSC). In relation to the HMIC recommendations 29 of the 49 recommendations have been closed. In relation to the OSC recommendations two of the four national recommendations have been closed.

2.6. Police Integrity & Corruption

2.6.1 BTP's individual force feedback report has now been received and reviewed for factual inaccuracies. There are a total of four recommendations contained in BTPs force report which cover: public complaints and service recovery; outcomes of misconducts, investigations in relation to serious and organised crime, and gifts & hospitality.

2.6.2 The recommendations from HMIC's national inspection report *Integrity Matters: An inspection of arrangements to ensure integrity and to provide the capability to tackle corruption in policing* have been developed into an improvement plan combined with BTP's individual force recommendations.



2.6.2 Full details in relation to progress against the first draft Improvement Plan can be found at Appendix D. The improvement plan attached was reviewed at ICB in May 2015.

2.7 HMIC Scotland (HMICS)

2.7.1 Crime Recording Audit – HMICS undertook this inspection in March 2015. The format of the inspection involved a number of elements including:

- The review of data (theft, violent crime, sexual offences, non-crime related incidents, no crimes) from April 2014 – September 2014.
- Fieldwork – interviews with Divisional Commander, T/DI with responsibility for crime recording , and a Focus Group of PCs

2.7.2 The draft report has been received and reviewed for factual inaccuracies. There were no recommendations identified as a result of the inspection, however, there are two areas for improvement which will be incorporated into the HMIC Crime Data Integrity Improvement Plan:

1. BTP should give closer scrutiny to violence related incidents to ensure that crimes are counted and classified correctly. This should form part of future crime audits of the division conducted by the Audit and Compliance team.
2. BTP Scotland division should ensure that when reported crimes are transferred to Police Scotland the incident record should be updated with the appropriate crime reference number before closure.

2.8 2015/16 Inspections

2.8.1 BTP and BTPA met with HMIC on 20 May 2015 to discuss the 2015/16 inspection programme. All the inspections, including thematics that HMIC will be undertaking during this year relate to PEEL (Police Efficiency Effectiveness and Leadership), which are due to be published in February 2016.

2.8.2 BTP has not been included in the 2015/16 PEEL inspection programme and HMIC does not propose that it would be included in it this year, as HMIC wants to ensure that the



inspections are fit for purpose for Home Office forces prior to any tailoring being undertaken. HMIC has suggested that BTP could be a pilot force for this.

3. MISCELLANEOUS REPORTS PUBLISHED BY HMIC

- 3.1 Audit & Compliance monitor all national reports published by HMIC. Where BTP has not been involved in the relevant area of inspection these reports are disseminated to the appropriate departments internally in order to ascertain BTP's current position, risk implications, and impact. Action Plans are put in place locally with recommendations reviewed and monitored at Force level via ICB and/or submitted to BTPA Audit & Risk Assurance Committee for informational purposes. It should be noted that since the last Committee meeting there has been one relevant policing report published by HMIC that require action by BTP as noted in the below table.

4. RECOMMENDATION

- 4.1 Members to note the update provided in this paper.

Summary of Reports -The below table summaries the reports published by HMIC since the last Audit & Risk Assurance Committee.

Report Title	Summary	BTP Position	Report recommendations to be progressed by BTP
Greater Manchester Police improves its approach to tackling domestic abuse, following HMIC revisit inspection	In September 2013, HMIC was commissioned by the Home Secretary to inspect the police response to domestic violence and abuse. The report, Everyone's business: Improving the police response to domestic abuse found that, while most forces and police and crime commissioners have said that domestic abuse is a priority for their areas, this isn't being translated into an operational reality. This report was published in March 2015 as a result of a re-visit.	Not relevant to BTP.	No
The welfare of vulnerable people in police custody	This was a thematic inspection on the welfare of vulnerable people in police custody "including, but not limited to, those with mental health problems, those from black and minority ethnic backgrounds and children". In particular HMIC were asked by the Home Secretary to consider groups for whom there has been "a pronounced concern" about their treatment in police custody (especially people of African-Caribbean descent).	Circulated to Offender Management.	No. Mapping exercise complete, the majority of the recommendations have been addressed and/or were highlighted as part of BTP's individual force custody improvement plan.
An inspection of the National Crime Agency	This is the report of the first inspection by HMIC into the National Crime Agency since its creation in October 2013. The NCA was established to lead the UK's fight against serious and organised crime, and this report examines how efficient and effective the NCA was in undertaking the statutory requirement of the criminal intelligence function with regard to information, namely: gathering; storing; processing; analysing; and disseminating.	Not relevant to BTP.	No
Leicestershire - Joint	This report is one of a series on police custody	Custody Directorate has been made aware of	No

Report Title	Summary	BTP Position	Report recommendations to be progressed by BTP
inspection of police custody suites	<p>inspections carried out jointly by HMIC and HMI Prisons. The inspection looks at strategy, treatment and conditions, individual rights and health care.</p> <p>N.B. Where good practice is found on an inspection it is collated in a good practice document published by HMIC. This document is regularly updated.</p>	HMIC's Police Custody: good practice examples which they review accordingly.	
Responding to austerity - inspection of the Police Service of Northern Ireland	<p>This report looked at how the Police Service of Northern Ireland (PSNI) has managed the considerable challenges to make savings from 2010 to 2014. In order to consider this, HMIC asked three questions:</p> <ul style="list-style-type: none"> •To what extent is the PSNI taking the necessary steps to ensure a secure financial position for the short and long term? •To what extent has the PSNI an affordable way of providing policing? •To what extent is the PSNI efficient? 	Not Relevant to BTP.	No
Crime data integrity - inspection of the Police Service of Northern Ireland	This report looked at how the PSNI records crime in line with the Home Office Counting Rules.	Not relevant to BTP.	No
Stop and search powers 2: are the police using them effectively and fairly?	This report sets out the findings of an inspection into the progress made by forces since HMIC's 2013 report, Stop and Search Powers: Are the police using them effectively and fairly? It also addresses the Home Secretary's new commission for HMIC to examine the way the police use powers to stop motor vehicles and strip search people.	<p>BTP was part of this inspection; however, the force has not been included in the national report. The report has been circulated to FHQ, Operations.</p> <p>As previously noted BTP currently await detailed force feedback report for factual accuracy checking.</p>	There are 11 recommendations in the national report. Where relevant these will be progressed and monitored via an improvement plan currently being developed.
Responding to austerity progress report: Gwent	This report sets out the progress made by Gwent Police since the publication of the	Not relevant to BTP.	No

Report Title	Summary	BTP Position	Report recommendations to be progressed by BTP
Police (re-visit)	Policing in Austerity: Meeting the Challenge report was published in 2014. This report was published in March 2015 as a result of a re-visit.		
North Wales - Joint inspection of police custody suites	<p>This report is one of a series on police custody inspections carried out jointly by HMIC and HMI Prisons. The inspection looks at strategy, treatment and conditions, individual rights and health care.</p> <p>N.B. Where good practice is found on an inspection it is collated in a good practice document published by HMIC. This document is regularly updated.</p>	Custody Directorate has been made aware of HMIC's Police Custody: good practice examples which they review accordingly.	No
Warwickshire and West Mercia - Joint inspection of police custody	<p>This report is one of a series on police custody inspections carried out jointly by HMIC and HMI Prisons. The inspection looks at strategy, treatment and conditions, individual rights and health care.</p> <p>N.B. Where good practice is found on an inspection it is collated in a good practice document published by HMIC. This document is regularly updated.</p>	Custody Directorate has been made aware of HMIC's Police Custody: good practice examples which they review accordingly.	No
Joint review of disability hate crime - follow up	This joint follow-up review considered how the police, Crown Prosecution Service and probation service providers (National Probation Service/Community Rehabilitation Companies) have responded to the seven recommendations contained in the Criminal Justice Joint Inspection March 2013 review of disability hate crime.	Circulated to the Head of Crime.	Currently being reviewed.