

<b>MONITORING NUMBER: M-2015-008</b>	
<b><u>OFFICE OF THE POLICE &amp; CRIME COMMISSIONER</u></b>	
<b>LEAD CHIEF OFFICER:</b>	<b>ACC J.WILLIAMS</b>
<b>TITLE:</b>	<b>Bi Annual Stop and Search Report</b>
<b>DATE:</b>	<b>5<sup>th</sup> May 2015</b>
<b>TIMING:</b>	<b>Routine</b>
<b>PURPOSE:</b>	<b>For monitoring</b>
<b>1.</b>	<b><u>RECOMMENDATION</u></b>
1.1	This report is for monitoring and to note progress around the Force's approach to stop and search activities
<b>2.</b>	<b><u>INTRODUCTION &amp; BACKGROUND</u></b>
2.1	<p>Gwent Police's Stop and Search Board continues under the leadership of ACC Williams.</p> <p>This was originally set up in 2014 following:-</p> <ul style="list-style-type: none"> <li>• Recommendations for change from the NPIA's Next Steps Team's return visit to Gwent in July 2012.</li> <li>• Feedback from the HMIC following their inspection of Gwent Police in February 2013.</li> <li>• Final Publication of HMIC Reports in July 2013 for the Police Service and Gwent Police.</li> </ul>
2.2	<p>The Stop and Search Board is being re configured to take into account the new Operating Model. At its first meeting in the new structure (11/05/15), the Board will have Chief Inspectors from each Local Policing Area (LPA) and senior representatives from other work stream areas present. Members of the Independent Advisory Group, the Police and Crime Commissioner's Office and the Federation also attend to allow for scrutiny, accountability and transparency.</p> <p>The Board's Stop and Search Improvement Plan has four delivery areas and also takes into account the national "Best Use of Stop and Search Scheme" which Gwent Police fully participated in when it was formally launched on the 26th August 2014:</p> <ul style="list-style-type: none"> <li>• <b>Delivery Area 1: Leadership</b></li> </ul> <p>Aim: To provide strong and visible leadership, that raises and maintains the profile of stop and search within the Force. It also delivers consistent messages around corporate expectation.</p>

## **Progress**

Clear continuation of a Tactical and Strategic Lead within Force. The Tactical Lead represents the Force at National Police Public Encounters Board (PPEB). Clear messages are sent out to all staff, but also personally to Sergeants and Inspectors about requirements. ACC Williams is also sending out a letter to every officer outlining his expectations. Stop Search now forms part of Level 1 tasking.

- **Delivery Area 2: Data Quality and Analysis**

Aim: To improve data quality, making it fit for purpose and robust enough to appraise Management and Force decisions.

## **Progress**

Any Stop Search leading to an arrest now generates a NICHE Stop Search record.

The Stop Search form has been amended to comply with Best Use of Stop Search requirements and also includes Geo Mapping.

Gwent Police now supplies Data (from April 2015) to the Home Office, reference Stop Search encounters. This is then displayed on the Police.co.uk website alongside other Crime data.

Since February 2015, officers completing Stop Search encounters have been able to phone them through to the Crime Management Unit in live time. As a result of doing this, it assists in reducing bureaucracy, improve timeliness of records being input, and also improve the intelligence capability from Stop Search encounters.

Extensive work has taken place in the background in relation to the forthcoming introduction of Mobile Data and Stop Search. In collaboration with South Wales Police, through Operation Fusion, a Mobile App has been developed for Operational officers to use for Stop Search encounters. This allows recording electronically of any encounter which is immediately available for analysis force wide. This has been tested and evaluated by Operational staff.

The improvements will be significant in terms of both efficiencies for Operational officers but also Organisationally in terms of Data Quality and Analysis. Through the hard work of all staff involved, this Application will put both Forces at the forefront Nationally in relation to Stop Search. It also allows processes to be more easily adapted to incorporate any new requirements, such as those included in the latest HMIC recommendations, reference Removal of Outer Clothing and Stops under the Road Traffic Act.



- **Delivery Area 3: Scrutiny**

Aim: To have systems in place that allow for on-going internal and external scrutiny of the quality of stop and search encounters.

**Progress**

The Stop Search board which includes members of the IAG scrutinises Performance Data from individual up to Force level including every complaint ref stop search.

Please see Appendix A – Performance Data for Stop Search.

This information is also available within Qlikview.

The OPCC also conducts a significant Annual Dip Sampling exercise and reports into the Stop Search Board. This is due to take place this summer.

Members of the Board have been working with the OPCC to produce a Quality of Encounters Survey for persons who have come into contact with Gwent Police, including those who have been stop searched. Due to Purdah this will not take place until after polling day on the 7<sup>th</sup> May.

- **Delivery Area 4: Community Relations**

Aim: To ensure that local communities have access to relevant information around stop and search activity and that Gwent Police's use of the power does not impact negatively on public confidence.

**Progress**

Both LPA's have Stop Search as a standing Agenda in their Community Cohesion meetings.

Members of the IAG continue to regularly patrol with officers in order to potentially witness stop search encounters. On the most recent occasion they witnessed several encounters and were able to feedback their experiences both to the officers and to the Stop Search board.

In order to further broaden this opportunity to the wider public, the Chief Officer Team have authorised the introduction of a "Ride Along Scheme" within Gwent Police. Plans are well advanced for its introduction early June 2015.

Work is progressing with the OPCC's office to incorporate the public's views and perceptions especially those of young males into training of Officers around Stop Search.

We have taken the stance that every Complaint related to Stop Search triggers the Community Trigger process ( Best Use of Stop Search Scheme), and is reported both to the Office of the Chief Constable (OCC) and Office of the Police and Crime Commissioner (OPCC), and then to the Stops Search Board. A decision is then taken in relation to how, and if appropriate, explanations can be given to the public. In the last two years there have been 8 recorded complaints made as a direct result of stop search.

2.3

On the 24 March 2015, HMIC published its report "Stop and Search Powers 2: Are the police using them effectively and fairly?"

The report concluded that progress on the recommendations that were made in 2013 was being progressed too slowly. The report provided generic comments against progress.

HMIC found that insufficient progress has been made in relation to:

- Establishing Authorised Professional Practice – a clear specification of what constitutes effective and fair exercise of stop and search powers (Recommendation 1);

Gwent perspective – College of Policing are establishing this.

- Designing National training requirements to improve officers' skills, knowledge and understanding of the legal basis for their use of stop and search powers (Recommendation 4);

Gwent perspective – Tactical lead - C .Insp Grindlay has been working nationally with the College of Policing to develop a National training package.

- Improving officers' understanding of the impact that stop and search encounters can have on community confidence and trust in the police (Recommendation 5);

Gwent perspective – All Officers are communicated by Guardian entry and ACC Williams. Over and above the National Training package, Gwent is working with communities to develop bespoke training to compliment National package.

- Providing a route for people who are dissatisfied with the way they are treated during stop and search encounters and to ensure the process of reporting it to the Force by way of a formal complaint is an easy process (Recommendation 8);

Gwent perspective – Complaints procedure included on Stop Search Form and on the Intranet. Work is still on going to capture any third party reporting. The Ride Along Scheme is seen as a potentially additional method of resolution for such complaints.

- Introducing a Nationally agreed document (paper or electronic) for the consistent recording of stop and search encounters (Recommendation 9).

Gwent perspective – All Forces are considering this as part of the Police Public Encounters Board with the Metropolitan and Thames Valley police taking the lead.

The report also considered two new areas that were not subject to the 2013 report; Road Traffic and Police Reform Act powers and searches involving removal of more than outer coat, jacket or gloves.

In that report there were a number of significant recommendations that will be taken forward by the Stop Search Board.



Four recommendations for Chief Constables:-

1. "Chief Constables should, with immediate effect, develop plans that set out how each Force will complete the action required to make good progress in relation to the recommendations in HMIC's 2013 report, and publish these plans so that the public can easily view them on their websites. These plans should include details of the action that Forces are taking to fully comply with the best use of the Stop and Search Scheme, initiated in April 2014 by the Home Secretary.

HMIC expects Chief Constables to use the self-assessments they completed as part of this inspection to formulate their plans, alongside any other relevant information. We expect all forces to have completed, or to be making good progress in relation to, the recommended actions by November 2015."

2. "Within twelve months, chief constables and the College of Policing should agree and implement a set of minimum recording standards for the police use of the Road Traffic Act 1988 power to stop motor vehicles and the Police Reform Act 2002 powers to search for and seize alcohol and tobacco from young people for the purpose of assessing their effective and fair use."

3. "Within three months, Chief Constables should require their officers to record all searches which involve the removal of more than an outer coat, jacket or gloves. This record must specify:-

- Clothing that was removed;
- Age of the person searched;
- Whether the removal of clothing revealed intimate parts of the person's body;
- The location of the search including whether or not it was conducted in public view;
- The sex of the officers present."

4. "Within three months, Chief Constables should put in place a process to report, at least once a year, the information they get from recording searches that involve the removal of more than an outer coat, jacket or gloves to their respective Police and Crime Commissioners, and to any community representatives who are engaged in the scrutiny of the use of stop and search powers, to help them assess whether these searches are lawful, necessary and appropriate."


Progress against these recommendations will be monitored internally through an amended Stop and Search Improvement Plan and then by Chief Officer Team by way of the HMIC tracker.

Both recommendations in relation to new recording procedures will be taken forward collaboratively by Operation Fusion and the mobile application.

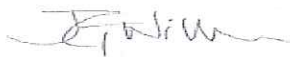

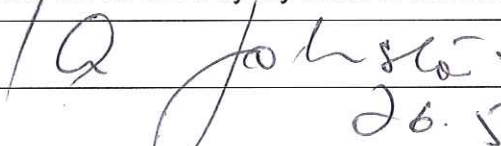
HMIC intends to provide on-going oversight on the progress Forces are making against the recommendations.

<b>3.</b>	<b><u>ISSUES FOR CONSIDERATION</u></b>
3.1	The work of the Stop and Search Group will be further informed by the National Police Public Encounters Board, (C.Insp Grindlay is a member), and the College of Policing. The Group will also be responsible for implementing and reporting on recommendations made by the Office of the Police and Crime Commissioner's Dip Sampling Group.
<b>4.</b>	<b><u>NEXT STEPS</u></b>
4.1	<ol style="list-style-type: none"> <li>1. Implementation of HMIC report "Stop and Search powers 2: Are the Police using them effectively and fairly?" <ul style="list-style-type: none"> <li>• Develop, plan and publish to show progress from the 2013 report by November 2015.</li> <li>• Implement a process within three months to record searches that involve removal of more than outer clothing.</li> <li>• Implement a process to report to OPCC and Public on searches that involve removal of more than outer clothing.</li> <li>• Implement a process within 12 months to record all stops under the Road Traffic Act 1988 and Police Reform Act 2002.</li> </ul> </li> <li>2. Implementation of "Ride Along Scheme."</li> <li>3. Implementation of a Stop Search Mobile Data Application.</li> <li>4. Further development of a "complaints" procedure, in particular 3<sup>rd</sup> party reporting.</li> <li>5. Quality of Encounters Survey in conjunction with OPCC post 7<sup>th</sup> May 2015, targeted at the wider public including member previously Stop Searched.</li> </ol>
<b>5.</b>	<b><u>FINANCIAL CONSIDERATIONS</u></b>
5.1	There is no cost implication at this time.
<b>6.</b>	<b><u>PERSONNEL CONSIDERATIONS</u></b>
6.1	There is no specific staffing or personnel implication associated with this report. Although the Stop Search Board requires representation from a number of work streams, it is not anticipated at that time that there will be any additional work generated.
<b>7.</b>	<b><u>LEGAL IMPLICATIONS</u></b>
7.1	The implementation of the Improvement Plan will further enhance the legal foothold in respect of Stop and Search and mitigate against the potential for any litigation which may be brought against the Force.
<b>8.</b>	<b><u>EQUALITIES AND HUMAN RIGHTS CONSIDERATIONS</u></b>
8.1	It is recognised that Stop and Search activities have the potential to have a significant impact on community confidence, particularly if the tactic is perceived to be used in a discriminatory manner.



	Her Majesty's Inspectorate of Constabulary and previous National Police Improvement Agency findings indicate no evidence of discriminatory or prejudicial practices, influencing Gwent Police's approach to stop and search.
8.2	In preparing this report, consideration has been given to requirements of the Articles contained in the European Convention on Human Rights and the Human Rights Act 1998.
<b>9.</b>	<b><u>RISK</u></b>
9.1	The on-going work in relation to Stop and Search is designed to minimise any risk to the Force in respect of failure to comply with legislation. It will also minimise the impact on Public confidence when powers and procedures have not been correctly adhered to.
<b>10.</b>	<b><u>PUBLIC INTEREST</u></b>
10.1	Yes. The data contained would be in the Public Interest.
<b>11.</b>	<b><u>CONTACT OFFICER</u></b>
11.1	C.INSP Rod Grindlay Tactical Lead Stop Search.
<b>12.</b>	<b><u>ANNEXES</u></b>
12.1	A. Latest Performance Data - Stop Search.   Stop_n_Searches_20 14-15.pdf

For OPCC use only

<b>Office of the Chief Constable</b>	
I confirm that the Stop & Search report has been discussed and approved at a formal Chief Officers' meeting. It is now forwarded to the OPCC for information.	
<b>Signature:</b> 	
<b>Date: 5 May 2015</b>	
	<b>Tick to confirm (if applicable)</b>
<b>Financial</b> The Chief Finance Officer has been consulted on this proposal.	✓
<b>OPCC (insert name)</b> The Policy Officer, Victims has reviewed the request and is satisfied that it is correct and consistent with the PCC's plans and priorities.	✓
<b>Legal</b> The legal team have been consulted on this proposal.	N/A
<b>Equalities</b> The Equalities Officer has been consulted on this proposal.	N/A
<b>Chief Executive/ Deputy Chief Executive:</b> I have been consulted about the proposal and can confirm that financial, legal, equalities etc... advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate report to be submitted to the Police and Crime Commissioner for Gwent.	
<b>Signature:</b> 	
<b>Date: 18/05/15</b>	
<b>Police and Crime Commissioner for Gwent</b> I confirm that I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct. I am satisfied that the performance data captured within this report satisfies the requirement in recommendation 10 of Her Majesty's Inspectorate of Constabulary's Stop and Search report, March 2015 and will be used by my office to monitor progress.	
<b>Signature:</b> 	
<b>Date:</b> 26.5.15	



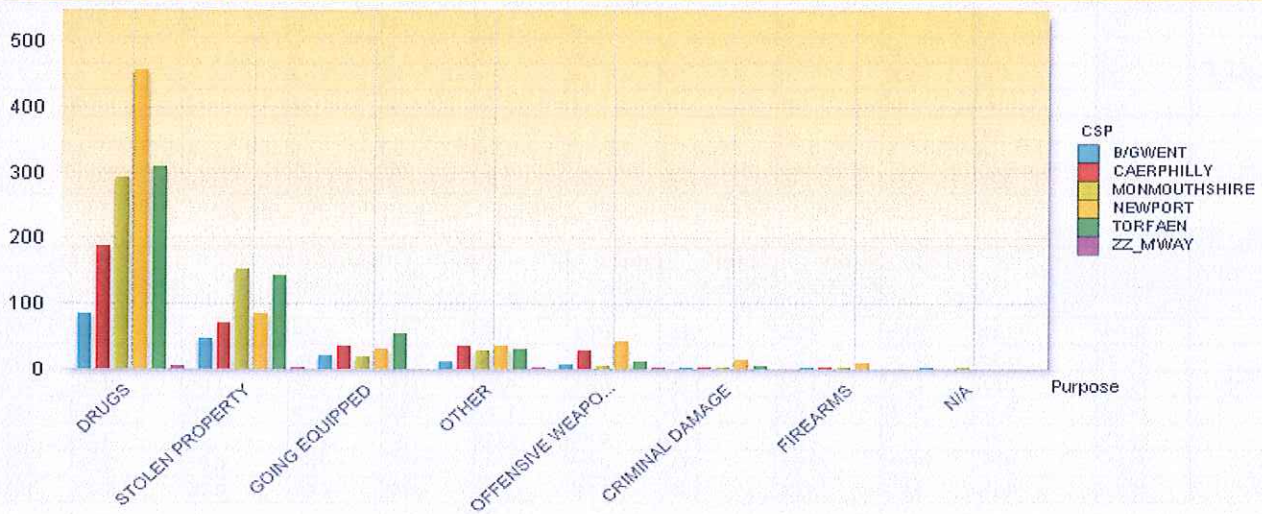
**STOP & SEARCH DATA FOR FULL FINANCIAL YEAR 2014/15**

(as at 28-Apr-2015)

Total No. of Stops = **2266**

Latest Stop Date = **30-Mar-15**

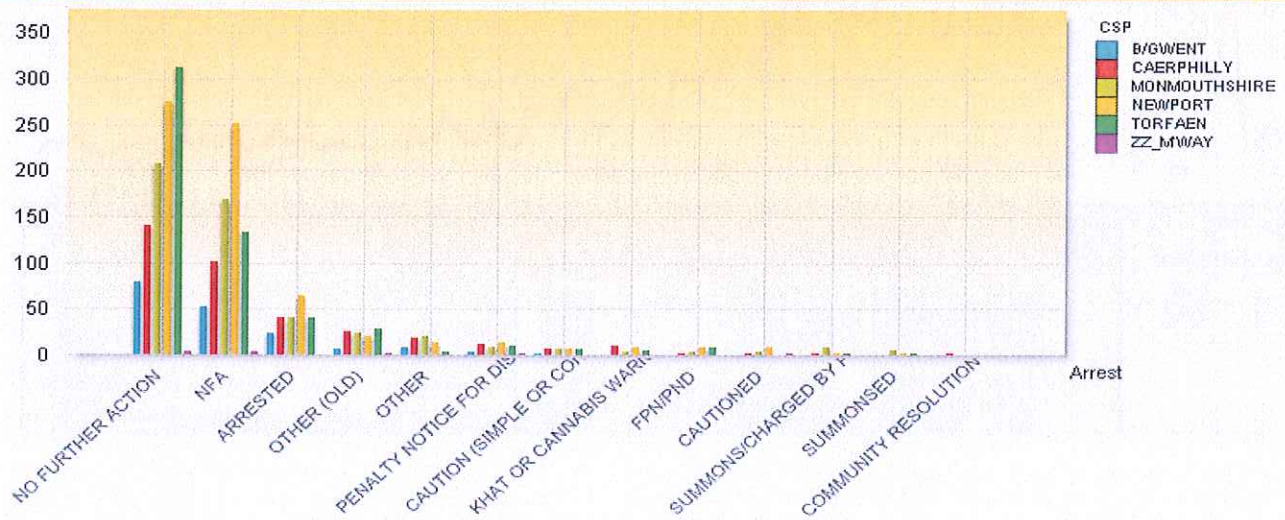
**Stops, by Area & Purpose**



**Stops, by Area & Purpose**

CSP	Purpose	DRUGS	STOLEN PROPERTY	GOING EQUIPPED	OTHER	OFFENSIVE WEAPONS	CRIMINAL DAMAGE	FIREARMS	N/A
<b>Total</b>		<b>1331</b>	<b>498</b>	<b>160</b>	<b>142</b>	<b>94</b>	<b>24</b>	<b>15</b>	<b>2</b>
B/GWENT		84	47	22	11	7	2	1	1
CAERPHILLY		186	71	34	36	28	2	3	-
MONMOUTHSHIRE		292	151	19	27	5	1	1	1
NEWPORT		456	85	31	35	42	15	10	-
TORFAEN		308	143	54	30	11	4	-	-
ZZ_MWAY		5	1	-	3	1	-	-	-

**Stops, by Area & Outcome**



[NOTE: See next page for actual figures / percentage breakdowns of Outcomes]

No. Officers Making Stops	664	No. Of Stops	No. of Officers
Most Stops Per Officer	52	Up to 6	430
Average Stops Per Officer	7.0	7 to 12	131
Minimum Stops Per Officer	1	13 to 18	50
		19 and over	53



**Breakdown of Outcomes For Stop & Searches Conducted During 2014/15**

**OUTCOMES BY VOLUME**

CSP	NO FURTHER ACTION	ARRESTED	OTHER	PENALTY NOTICE FOR DISORDER	CAUTION (SIMPLE OR CONDITIONAL)	KHAT OR CANNABIS WARNING	FPN/PND	CAUTIONED	SUMMONS/CHARGED BY POST	SUMMONSED	COMMUNITY RESOLUTION	Grand Total
B/GWENT	133	23	14	4	1	0	0	0	0	0	0	175
CAERPHILLY	241	40	44	12	7	10	2	2	1		1	360
MONMOUTHSHIRE	376	40	44	8	6	4	3	3	8	5	0	497
NEWPORT	526	64	35	13	7	8	9	8	2	2	0	674
TORFAEN	445	40	31	10	7	5	9		2	1	0	550
ZZ_M'WAY	7	0	1	1	0	0	0	1	0	0	0	10
<b>Grand Total</b>	<b>1728</b>	<b>207</b>	<b>169</b>	<b>48</b>	<b>28</b>	<b>27</b>	<b>23</b>	<b>14</b>	<b>13</b>	<b>8</b>	<b>1</b>	<b>2266</b>

**OUTCOMES BY PERCENTAGE OF STOPS**

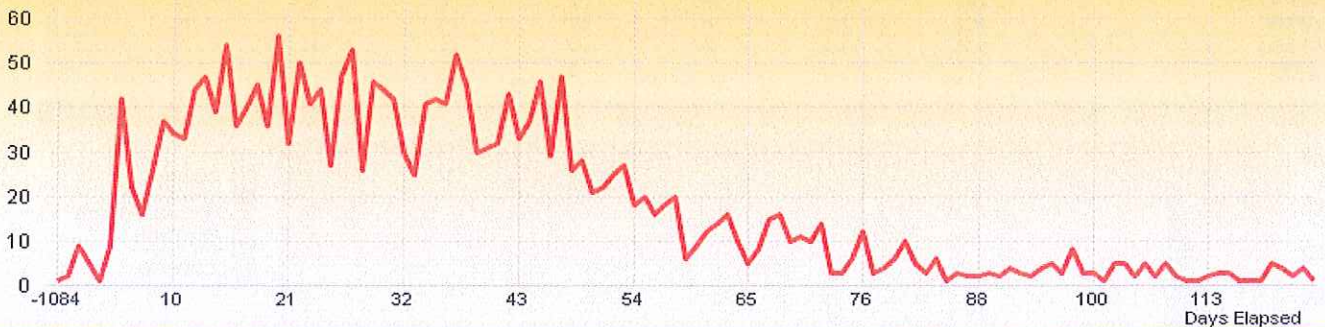
CSP	NO FURTHER ACTION	ARRESTED	OTHER	PENALTY NOTICE FOR DISORDER	CAUTION (SIMPLE OR CONDITIONAL)	KHAT OR CANNABIS WARNING	FPN/PND	CAUTIONED	SUMMONS/CHARGED BY POST	SUMMONSED	COMMUNITY RESOLUTION	Grand Total
B/GWENT	76.0%	13.1%	8.0%	2.3%	0.6%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%
CAERPHILLY	66.9%	11.1%	12.2%	3.3%	1.9%	2.8%	0.6%	0.6%	0.3%	0.0%	0.3%	100.0%
MONMOUTHSHIRE	75.7%	8.0%	8.9%	1.6%	1.2%	0.8%	0.6%	0.6%	1.6%	1.0%	0.0%	100.0%
NEWPORT	78.0%	9.5%	5.2%	1.9%	1.0%	1.2%	1.3%	1.2%	0.3%	0.3%	0.0%	100.0%
TORFAEN	80.9%	7.3%	5.6%	1.8%	1.3%	0.9%	1.6%	0.0%	0.4%	0.2%	0.0%	100.0%
ZZ_M'WAY	70.0%	0.0%	10.0%	10.0%	0.0%	0.0%	0.0%	10.0%	0.0%	0.0%	0.0%	100.0%
<b>Grand Total</b>	<b>76.3%</b>	<b>9.1%</b>	<b>7.5%</b>	<b>2.1%</b>	<b>1.2%</b>	<b>1.2%</b>	<b>1.0%</b>	<b>0.6%</b>	<b>0.6%</b>	<b>0.4%</b>	<b>0.0%</b>	<b>100.0%</b>

7.1%

**TIMELINESS OF ENTRY TO DATABASE**

**Timeliness of Entry (# of Stops Recorded within Specified Period)**

XL



Stops, by Year		Days Elapsed				Timeliness of Entry		
Entry Year	# of Stops	Record #	Stop Date	Entry Date	Days Elapsed	Days Elapsed	# of Stops	% of Total
2014	1736	192193	02/04/2014	07/02/2015	311.4	-1084	1	0.0%
2015	529	191654	09/04/2014	08/12/2014	243.8	0	2	0.1%
2011	1	191652	09/04/2014	08/12/2014	243.8	1	9	0.4%
		192015	08/08/2014	21/01/2015	166.6	2	5	0.2%
		191099	22/04/2014	02/10/2014	163.4	3	1	0.0%
		191054	19/04/2014	27/09/2014	161.0	4	9	0.4%
		191762	11/07/2014	15/12/2014	157.9	5	42	1.9%
						6	22	1.0%