

Please ask for : Jonathan Jardine
Telephone Number: 0121 626 6060
wmpcc@west-midlands.pnn.police.uk



west midlands
police and crime
commissioner

Our reference: 2019-01115

[REDACTED]

Sent by email to:

[REDACTED]
[REDACTED]

03/07/2019

Dear [REDACTED]

Thank you for your Freedom of Information request (FOIR) received in this office on 25 June 2019 in which you asked:

Q1. Does the pension forfeiture process(PFP) officially begin by the OPCC requesting proceedings from Nick Hurd, Minister of State for policing and fire and, if so, how many PFP requests have been made on a monthly basis from November 2016 until June 2019?

Q2. The Police Pension Regulations 2005 state a forfeiture must not be greater than 65% of the remaining pension, in recognition of the employee's own contributions, which cannot be subject to forfeiture. I am unaware of the generosity of the police pension scheme, please advise how the non-contributed 65% of pension is made up to help understand if some of it is protected and why only a 30% forfeit was imposed for the organised drug dealing officers who operated for years before discovery.

Q3. Officer Lee Bartram was sacked in February 2019, please advise the date a request for a forfeiture proceedings was received from the Chief Constable, please advise the date the request was forwarded to the Home Office for Mr Hurd's approval, and please advise the date a response, if any, has been received from them. Obviously the final notification from the Home Office will be a signed document, but please confirm if the preceding correspondence trail is by way of email or post.

In response to each question, I can confirm:

A1. The policy outlining the PFP process is attached.

Number of PFP requests made between November 2016 and June 2019.

March 2017	1 request made.
May 2018	2 requests made.
October 2018	2 requests made.
January 2019	1 request made.

(In all months not listed within the designated timescale, 0 requests were made.)

You can also view the pension forfeiture decisions which were published on the police website at the below locations:

<https://www.westmidlands-pcc.gov.uk/media/508669/PCC-decision-003-2019-Pension-Forfeiture-Wahid-Husman.pdf>

<https://www.westmidlands-pcc.gov.uk/media/508663/PCC-decision-002-2019-Pension-Forfeiture-Tahsib-Majid.pdf>

Additionally, I have attached the notes of each decision meeting to further detail the reasoning behind each decision.

A3. The Office of the Police and Crime Commissioner do not hold this information. We are awaiting this information from West Midlands Police and the process has not yet commenced.

Freedom of Information Right of Appeal

Any person who has requested information from West Midlands Office for Policing and Crime and is unhappy with the way their request for information has been handled can request a review of their case.

A request for review must be made in writing by letter, fax or email to the Legal Advisor to the Authority. You should include the reference number of your request if you have it, and outline why you are requesting the review to:

The Legal Advisor
West Midlands Police Office for Policing and Crime

Lloyd House
Birmingham
B4 6NQ

Telephone: 0121 626 6060
Fax: 0121 626 5003

All requests for review will be recorded. Receipt of a request for internal review will be acknowledged and the appellant informed of an estimated date for determining the outcome. West Midlands Police Office for Policing and Crime will attempt to respond to internal reviews as soon as practicable and in any case within two months.

All investigations will be undertaken by the Legal Advisor.

The result of any internal review will be communicated to the appellant outlining the decisions taken.

If you remain dissatisfied with the handling of your request or complaint, you have a right to appeal to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Telephone: 08456 30 60 60 or 01625 54 57 45
Website: www.ico.gov.uk

There is no charge for making a request for internal review or appeal to the Information Commissioner.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Jardine', with a long horizontal stroke extending to the right.

Jonathan Jardine
Chief Executive Officer

