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Contact Officer: Andrea Gabbitas

Telephone Number: 0121 626 6060

Email: a.gabbitas@west-  
midlands.pnn.police.uk

**Amendment to Scheme of Delegations – Complaints Review Officer**

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**EXECUTIVE SUMMARY**

To make a change to the scheme of delegations to accommodate changes to the statutory responsibilities of police and crime commissioners related to reviews of complaints against police officers.

**DECISION**

1. In the Corporate Governance Framework approved by a decision on 16 October 2019 to amend paragraph 5.8 in the Joint Scheme of Corporate Governance as follows:

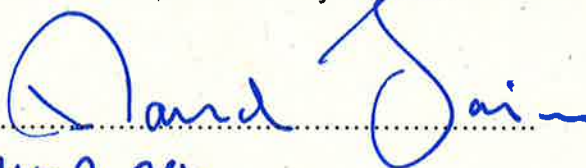
*All functions and decisions related to the review of police complaints as conferred by the Police Complaints and Misconduct Regulations 2020 are delegated to the Complaints Review Manager or the Head of Business Services.*

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**West Midlands Police and Crime Commissioner**

I confirm that I do not have any disclosable pecuniary interests in this decision and take the decision in compliance with the Code of Conduct for the Police and Crime Commissioner – West Midlands. Any interests are indicated below.

Signature.....



Date.....

14.2.20.

## **NON - CONFIDENTIAL FACTS AND ADVICE TO THE POLICE AND CRIME COMMISSIONER**

1. The Complaints and Misconduct Regulations 2020 introduced new duties for police and crime commissioners in relation to complaints against police officers. PCCs may choose between three different models, each giving a different degree of involvement in the police complaints process. Model one is the minimal requirement; and gives PCCs responsibility for all reviews (formerly known as appeals) against complaints, in cases where the appeal would have been managed by the Chief Constable under the earlier regulations.
2. The West Midlands Police and Crime Commissioner has opted for Model One and is therefore responsible for reviews following any complaint recorded from 1 February 2020 onwards. A new member of staff has been appointed to the role of Complaints Review Manager. This post holder will undertake all reviews on behalf of the Commissioner.
3. Regulation 50 of the Police Complaints and Misconduct Regulations allows PCCs to delegate this function. In accordance with this, the purpose of this decision is to formally delegate the Commissioner's role in reviews to the Complaints Review Manager. The delegation also includes the Head of Business Services, in order to provide resilience in case of staff absence.
4. The Joint Scheme of Corporate Governance paragraph 5.8 gives the delegation from the Police and Crime Commissioner related to complaints. This decision amends paragraph 5.8 as follows:

*All functions and decisions related to the review of police complaints as conferred by the Police Complaints and Misconduct Regulations 2020 are delegated to the Complaints Review Manager or the Head of Business Services.*

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### **Public Access to Information**

Information contained in this decision is subject to the Freedom of Information Act 2000 and other legislation. This decision will be made available on the Commissioner's website.