

**POLICE AND CRIME COMMISSIONER (PCC) FOR LINCOLNSHIRE
REQUEST FOR DECISION**

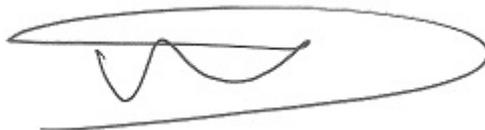
REF: 030/2022

DATE: 1 September 2022

SUBJECT	SCHEME OF GOVERNANCE INCLUDING FINANCE, CONTRACT AND PROCUREMENT REGULATIONS
REPORT BY	CHIEF FINANCE OFFICER and DIRECTOR OF FINANCE & CORPORATE SERVICES (S151)
CONTACT OFFICER	JULIE FLINT, CHIEF FINANCE OFFICER TEL: 01522 947222 SHARON CLARK, DIRECTOR OF FINANCE & CORPORATE SERVICES (S151) TEL: 01522 947468
EXECUTIVE SUMMARY AND PURPOSE OF REPORT To consider and approve a revised Scheme of Governance for the Discharge of Functions.	
RECOMMENDATION	That the revised Scheme of Governance for the Discharge of Functions provided at Appendices A to D be approved and implemented with immediate effect.

POLICE AND CRIME COMMISSIONER FOR LINCOLNSHIRE

I hereby approve the recommendation above, having considered the content of this report.



Date: 1 September 2022

Signature:

A. NON-CONFIDENTIAL FACTS AND ADVICE TO THE PCC

A1. INTRODUCTION AND BACKGROUND

- 1.1 The Financial Management Code of Practice for the Police Forces of England and Wales published by the Home Office (revised July 2018) provides that a Scheme of Governance should be prepared by the Police and Crime Commissioner (PCC), advised by the Commissioner's Chief Finance Officer in consultation with the Chief Executive, the Chief Constable (CC) and the Director of Finance & Corporate Services (S151). The Scheme should be regularly reviewed and amended in consultation with, and on the advice of, these same people as appropriate.
- 1.2 The Scheme of Governance has been subject to annual review and the updated draft scheme was considered by the Joint Independent Audit Committee at its meeting on

25 April 2022. The updated Scheme of Governance attached to this decision report reflects the discussions at the Joint Independent Audit Committee meeting. The following minor narrative amendments have subsequently been made:

- References to the Force Chief Finance Officer, have been replaced with the Director of Finance & Corporate Services (S151) to reflect the new post title.
- The purchase order approval table (CP5.14 and FR45) has been amended to reflect the new organisational structure, including adding the Chief Digital and Information Officer and Director of People Services in the above £100,000 category.

- 1.3 The Scheme should identify those powers which may be exercised by either the PCC or the Chief Constable but which may also be exercised by their staff. It should also set out any constraints on those powers, including requirements to report back or advise the PCC or the Chief Constable, and should address circumstances which will require consultation between the staff of the PCC and the Chief Constable.
- 1.4 The integrated Scheme of Governance comprises of:
- Scheme of Consent;
 - PCC's Scheme of Delegation;
 - Chief Constable's Scheme of Delegation;
 - PCC and Chief Constable Financial, Contract and Procurement Regulations.
- 1.5 The majority of the services provided via the Strategic Partnership with G4S have now concluded with most services now being provided in-house, apart from Custody services and Cleaning services which are now provided via alternative contractual arrangements. The Strategic Partnership remains in place in respect of the delivery of the replacement Command & Control system. As a result, the Scheme of Governance reflects a transitional period with some references to the Strategic Partnership having been replaced to reflect this transitional period.

SCHEME OF CONSENT

- 1.6 The Scheme of Consent sets out the extent to which the PCC empowers the Chief Constable to enter into contracts etc. on their own behalf rather than as an agent of the PCC. The Scheme of Consent is attached at **Appendix A** and reflects the PCC's decision to not confer consent.
- 1.7 The draft Scheme of Consent has had some minor narrative amendments and reformatting.

PCC'S SCHEME OF DELEGATION

- 1.8 The PCC's Scheme of Delegation provides for the delegation of powers from the PCC to staff in their direct employ. The latest draft is attached at **Appendix B**.
- 1.9 The draft PCC Scheme of Delegation has had some minor narrative amendments.

CHIEF CONSTABLE'S SCHEME OF DELEGATION

- 1.10 The Chief Constable's Scheme of Delegation provides for the delegation of powers from the Chief Constable to officers and to staff in their direct employ. The latest draft is attached at **Appendix C**.
- 1.11 The draft CC Scheme of Delegation has had some minor revision.

FINANCIAL, CONTRACT AND PROCUREMENT REGULATIONS

- 1.12 The PCC and the Chief Constable have the same Financial, Contract and Procurement Regulations, the latest draft is attached at **Appendix D**.
- 1.13 The draft Financial, Contract and Procurement Regulations has had some minor revision and reformatting. Specific updates include:
- Clarification around the establishment and drawdown of reserve balances, which includes allowing the Commissioner's CFO to approve the drawdown of Earmarked Reserves for specific project/activities;
 - Removing the PFI scheme regulation as the PFI legislation has been abolished;
 - The approval of charges for special police services has been amended to the Commissioner's CFO instead of the Commissioner;
 - Amendments to FR45, which include adding the Commercial Accountant and Finance Scrutiny & Performance post and removing the Chief Executive from Treasury activities;
 - Clarification around the approval of Grant Agreements;
 - Contract regulations have been amended to reflect the formalisation of the UK leaving the EU;
 - References to the Strategic Partnership have been replaced, largely by references to "Finance Staff" where appropriate.

A2. LINKS TO POLICE AND CRIME PLAN AND PCC'S STRATEGIES/PRIORITIES

None

B. FINANCIAL CONSIDERATIONS

None

C. LEGAL AND HUMAN RIGHTS CONSIDERATIONS

The proposals described in this paper respond to the requirements of the Police Reform & Social Responsibility Act 2011 and the Financial Management Code of Practice for the Police Forces of England and Wales published by the Home Office (revised July 2018).

D. PERSONNEL AND EQUALITIES ISSUES

None

E. REVIEW ARRANGEMENTS

The Scheme of Governance will be subject to annual review, changes are considered by the Joint Independent Audit Committee prior to this decision being taken.

F. RISK MANAGEMENT

The Scheme of Governance is a key component of the risk management framework.

G. PUBLIC ACCESS TO INFORMATION

Information in this form along with any supporting material is subject to the Freedom of Information Act 2000 and other legislation. Part 1 of this form will be made available on the PCC's website within one working day of approval. However, if release by that date would compromise the implementation of the decision being approved, publication may be deferred. An explanation for any deferment must be provided below, together with a date for publication.

<p>Is the publication of this form to be deferred? No</p> <p>If Yes, for what reason:</p> <p>Until what date:</p>

Any facts/advice/recommendations that should not be made automatically available on request should not be included in Part 1 but instead on the separate part 2 form.

<p>Is there a part 2 form? No</p>
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ORIGINATING OFFICER DECLARATION

	Initial to confirm
Originating Officers: The PCC's Chief Finance Officer and the CC's Director of Finance & Corporate Services (S151) recommend this proposal for the reasons outlined above.	JF
	SC
Monitoring Officer: The PCC's Monitoring Officer has been consulted on this proposal	MB
Chief Constable: The Chief Constable has been consulted on this proposal	CH

OFFICER APPROVAL

Chief Executive

I have been consulted about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report. Consultation outlined above has also taken place. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner for Lincolnshire.

Signature:



Date: 1 September 2022