

For Information	
Public/Non Public*	Public
Report to:	Joint Audit and Scrutiny Panel
Date of Meeting:	22nd February 2019
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Agenda Item:	13

*If Non Public, please state under which category number from the guidance in the space provided.

Force Report on Monitoring, Review and Assurance of the Publication Scheme

1. Purpose of the Report

- 1.1 The Freedom of Information Act requires every public authority to have a publication scheme, approved by the Information Commissioner's Office (ICO), and to publish information covered by the scheme.
- 1.2 The ICO has published a "Definition document for police forces" (see Appendix A). This guidance is for those police forces which are strategically managed by a Police and Crime Commissioner (PCC) or Police Board. It gives examples of the kinds of information that the ICO would expect them to provide in order to meet their commitments under the model publication scheme.
- 1.3 The guide also states that where information is readily and publicly available from an external website (such as that of a PCC or Police Board) to which the police force has already provided it – the police force must provide a direct link to that information.
- 1.4 The guidance is not meant to give an exhaustive list of everything that should be covered by a publication scheme. The legal commitment is to the model publication scheme, and forces should look to provide as much information as possible on a routine basis
- 1.5 The purpose of this report is to update the Audit & Scrutiny Meeting on the current Force position on the Publication Scheme requirements as listed within the definition document.

2. Recommendations

- 2.1 It is recommended that the Joint Audit and Scrutiny Panel notes the contents of this paper.

3. Reasons for Recommendations

- 3.1 The reason for the recommendation is to ensure that the Joint Audit and Scrutiny Panel is made aware of the current position of Nottinghamshire Police in terms of the Publication Scheme requirements.

4. Summary of Key Points

- 4.1 The ICO guidance is for those police forces which are strategically managed by a Police and Crime Commissioner (PCC). It provides examples of the type of information that the ICO expects the Force to provide in order to meet their commitments under the model publication scheme.
- 4.2 The guidance is not meant to give an exhaustive list of everything that should be covered by a publication scheme. The legal commitment is to the model publication scheme, and forces should look to provide as much information as possible on a routine basis.
- 4.3 The table below shows the types of data identified in the ICO's guidance and the current position on the Force website
- 4.4 Table 1: Data Categories included in ICO guidance and Force position on publication / availability via Force website

Who we are and what we do		
Organisational information, structures, locations and contacts		
Requirement	YES/NO/OTHER	Comments / Actions
Force structure	YES	New Force structure published as a news article and is still available online; it will be built into the core website content.
Profiles of COT team	YES	CC/DCC/ACC profiles published.
Identities of senior staff	TO BE PUBLISHED	Not currently published – details of relevant senior staff will be published in due course.
Locations and contact details of police stations and opening hours	YES	Published on the Police Stations web page
Arrangements for Special Constables and civilian volunteers	YES	Published under the 'Careers' section
Relationships with other authorities	YES	Published under 'Our Partners' section
Sponsorship with Businesses	YES	Published under 'Doing business with us'
What we spend and how we spend it		

Financial information relating to projected and actual income and expenditure, procurement, contracts and financial audit		
Annual statement of accounts	YES	Published under 'What we spend'
Force budget (as agreed by PCC or Police Board)	TO BE LINKED TO PCC WEBSITE	Budget report available on PCC website
Expenditure	YES	Published under 'What we spend' and 'Access to Information – Finance'
<p>Details of contracts:</p> <p>Expectation that the force will publish contracts and invitations to tender that exceed £10,000.</p> <p>A list of contracts under £10,000 should also be published to include value, identity of the parties and purpose of the contract.</p>	YES	Published under 'Doing business with us' - Contracts over £25,000 - current contracts awarded for Nottinghamshire Police are available to view by accessing the online Blue Light Procurement database
Expenses paid to or incurred by the Chief Officer, Deputy and Assistant Chief Constables or Commissioners	YES	Included in 'What we spend'
Pay and grading structure	TO BE PUBLISHED	Not currently published – relevant details will be published in due course
Evaluation of police use of resources	YES	Audits and Inspection reports are published
Support for the provision of Community Support Officers	YES	Details on PCSO role published under 'Careers'
What our priorities are and how we are doing		
Strategies and plans, performance indicators, audits, inspections and reviews.		
ICO expects as a minimum that information for the current and previous two financial years should be available.		
Strategic plans	YES	Our Priority plan
Annual Policing plans	YES	Police & Crime Plan 2018 - 2021
Area Policing plans	YES	Although not an area plan – lots of information is available via the 'your area' section
Chief Officers Annual Report	YES	Annual Reports available via PCC website
Police Performance Assessments	YES	Audits and Inspection reports are published

Police Force statistics -This will include crime statistics published on the www.police.uk website.	YES	Published under 'Find out how we are performing' Also signpost to police.uk on each neighbourhood page
Neighbourhood Policing arrangements	YES	Your area covers local neighbourhood inspector details, police station and contact details as well as access to social media comments from local team
How we make decisions		
Decision making processes and records of decisions.		
Agenda and minutes for the senior decision making committee	YES	Relevant Strategic Meetings with Force representation are published on the PCC website.
Feedback from public consultation and surveys	TO BE LINKED TO PCC WEBSITE	To be reviewed and linked to what is currently available on the OPCC website
Our policies and procedures		
Current written protocols, policies and procedures for delivering our services and responsibilities		
Policies and procedures for the conduct of police force business	YES	Available under 'Library' – some documents require review and updating
Policies and procedures for the provision of policing services	YES	Available under 'Library' – some documents require review and updating
Policies and procedures about the recruitment and employment of staff	YES	Available under 'Library' – some documents require review and updating
Records management and personal data policies	YES	Available under 'Library' – some documents require review and updating
Fileplans (or any other Business Classification Scheme used for the management of information)	YES	Available under 'Library' – some documents require review and updating
Customer service standards and complaint procedure	YES	Published under 'Contact us'
Charging regimes and policies	YES	List of Financial charges published
Lists and Registers		

Information held in registers required by statute	YES	Access to information – registers includes use of force, COT contact with the media, Gifts, gratuities and hospitality, business interests
Asset registers	NOT FOR EXTERNAL PUBLICATION	Not for external publication – contains sensitive operational/tactical data
Information asset register	NOT FOR EXTERNAL PUBLICATION	Not for external publication – contains sensitive operational/tactical data
CCTV - locations of any overt CCTV surveillance cameras operated by the police force	YES	Mobile Speed Camera Positions published
Registers of interests	YES	Published under 'Access to Information'
Register of gifts and hospitality (senior personnel)	YES	Published under 'Access to Information'
FOI disclosure log	YES	Published under 'Access to Information'
Services provided by the police force		
Information about the services provided by the police force, including leaflets, guidance and newsletters produced for the public and businesses		
Advice and guidance for the general public	YES	Available via Advice Centre
Firearms and explosives licensing, firearms dealers licensing, abnormal load escort, keyholder services	YES	All available via search facility
Police college or learning centre	YES	Links to Regional EMCHRS and National College of Policing
Ceremonial duties	NOT APPLICABLE	Not applicable
Museum	NOT APPLICABLE	Not applicable
Local campaigns	YES	Published under 'Your area' and highlighted on news section and Advice Centre, as appropriate
Media releases	YES	Published under 'News & Appeals'
Details of the services for which the police force is entitled to	YES	List of charges published – based on national list

recover a fee together with those fees		
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5. Financial Implications and Budget Provision

5.1 There are no financial implications relating to this report.

6. Human Resources Implications

6.1 There are no Human Resource implications relating to this report.

7. Equality Implications

7.1 There are no equality implications relating to this report.

8. Risk Management

8.1 There are no risk management implications relating to this report.

9. Policy Implications and links to the Police and Crime Plan Priorities

9.1 There are no policy implications relating to this report.

10. Changes in Legislation or other Legal Considerations

10.1 There are no changes in legislation that are relevant to this report.

11. Details of outcome of consultation

11.1 No consultation took place when preparing this report

12. Appendices

12.1 **Appendix A:** ICO Publication Scheme – Definition document for Police Forces.

Freedom of Information Act

Definition document for police forces

This guidance is for those police forces which are strategically managed by a Police and Crime Commissioner¹ (PCC) or Police Board. It gives examples of the kinds of information that we would expect them to provide in order to meet their commitments under the model publication scheme. Police forces which are managed in a different way may need to consult more than one definition document.

We would expect police forces to make the information in this definition document available unless:

- they do not hold the information;
- the information is exempt under one of the FOIA exemptions or Environmental Information Regulations exceptions, or its release is prohibited under another statute;
- the information is archived, out of date or otherwise inaccessible;
- or,
- it would be impractical or resource-intensive to prepare the material for routine release.

Where information is readily and publicly available from an external website (such as that of a PCC or Police Board) to which the police force has already provided it – the police force must provide a direct link to that information.

The guidance is not meant to give an exhaustive list of everything that should be covered by a publication scheme. The legal commitment is to the model publication scheme, and forces should look to provide as much information as possible on a routine basis.

Publishing datasets for re-use

Public authorities must publish under their publication scheme any dataset they hold that has been requested, together with any updated versions, unless they are satisfied that it is not appropriate to do so. So

¹ For the Metropolitan Police Service, this is the Mayor's Office for Policing and Crime

far as reasonably practicable, they must publish it in an electronic form that is capable of re-use.

If the dataset or any part of it is a relevant copyright work and the public authority is the only owner, the public authority must make it available for re-use under the terms of a specified licence. Datasets in which the Crown owns the copyright or the database rights are not relevant copyright works.

The Datasets Code of Practice recommends that public authorities make datasets available for re-use under the [Open Government Licence](#).

The term 'dataset' is defined in section 11(5) of FOIA. The terms 'relevant copyright work' and 'specified licence' are defined in section 19(8) of FOIA. The ICO has published [guidance](#) on the dataset provisions in FOIA. This explains what is meant by "not appropriate" and "capable of re-use".

Who we are and what we do

Organisational information, structures, locations and contacts.

We would expect information in this class to be current information only.

- **Force structure**

An outline of the structure of the police force by reference to geographic and other divisions should be included.

- **Profiles of the Chief Officer, Deputy Chief Constable or Deputy Commissioner, Assistant Chief Constables or Assistant Commissioners and Divisional or Area Commanders.**
- **Identity of senior civilian staff**
- **Location of police stations (including mobile units) and public opening hours**
- **Contact details**

Police forces should already be publishing as much information as possible about how they can be contacted in addition to emergency numbers. This should, at least, give some indication of the role of the contact, phone number and, where used, email address. Where possible, give named contacts.

- **Relationships with other authorities**

It will assist members of the public to appreciate the role of the police force if partnership or joint board arrangements with other authorities, for example a road safety partnership or the local criminal justice board, are

detailed and the relationships with the PCC or Police Board, central government departments, the CPS and the IPCC are outlined. If terms of reference for the arrangements are produced, we would expect these to be published.

- **Arrangements for special constables and civilian volunteers**
- **Sponsorship arrangements with businesses**

What we spend and how we spend it

Financial information relating to projected and actual income and expenditure, procurement, contracts and financial audit.

We would expect as a minimum that information for the current and previous two financial years should be available.

- **Annual statement of accounts**
- **Force budget (as agreed by PCC or Police Board)**
- **Expenditure**

Details of expenditure over £500, including costs, supplier and transaction information (monthly).

- **Procurement procedures**
- **Details of contracts currently being tendered**
- **Contracts**

We would normally only expect the force to publish contracts and invitations to tender that exceed £10,000. A list of contracts under £10,000 should also be published to include value, identity of the parties and purpose of the contract.

- **Expenses paid to or incurred by the Chief Officer, Deputy and Assistant Chief Constables or Commissioners**

This should include expenses referenced by categories such as travel, subsistence and accommodation.

- **Pay and grading structure**

This may be provided as part of the Force structure and should, as a minimum, include senior employee salaries (over £58,200). The salaries should be stated in bands of £5,000. For those earning less than £58,200, levels of pay should be identified by salary range.

The 'pay multiple' – the ratio between the highest paid salary and the median average salary of the whole of the authority's workforce.

- **Evaluation of police use of resources**

To include any formal evaluation of the police use of resources.

- **Support for the provision of Community Support Officers**

Information about the employment of Community Support Officers (including details on how they are funded).

- **Financial regulations**

What our priorities are and how we are doing

Strategies and plans, performance indicators, audits, inspections and reviews.

We would expect as a minimum that information for the current and previous two financial years should be available.

- **Strategic plans**

While the strategic plan is likely to be drawn up by the PCC or Police Board in conjunction with the Chief Officer, we would expect that there is ready access to it from the police force.

- **Annual policing plan**
- **Area policing plans**
- **Chief Officer's annual report**
- **Police performance assessments**
- **Police Force statistics**

We would expect police forces to make available to the public statistics which indicate the performance of the force and other statistical information that is used for force management decisions. This will include crime statistics published on the www.police.uk website. Care should be taken to make sure that individuals cannot be identified, particularly where low numbers are recorded.

- **Neighbourhood policing arrangements**

Procedures and arrangements for neighbourhood policing together with contact details.

- **Reports from independent custody visitors**
- **Monitoring record of "Stop and Account"**
- **Privacy impact assessments (in full or summary format)**

<p>How we make decisions Decision making processes and records of decisions.</p>
<p>We would expect as a minimum that information for the current and previous two financial years should be available.</p> <ul style="list-style-type: none"> • Agenda and minutes for the senior decision making committee • Feedback from public consultation and surveys <p>We would not expect information that might damage the operations of the police to be revealed.</p>
<p>Our policies and procedures Current written protocols, policies and procedures for delivering our services and responsibilities.</p>
<p>We would expect information in this class to be current information only.</p> <ul style="list-style-type: none"> • Policies and procedures for the conduct of police force business • Policies and procedures for the provision of policing services • Policies and procedures about the recruitment and employment of staff <p>Where police forces have written policies and procedures falling into these three categories there should be ready access to them. A number of policies, for example equality and diversity, health and safety and conduct, will cover both the provision of services and the employment of staff. If a police force has an Equality Scheme, this should be made available. A policy for outside business interests of officers would be both a policy for the conduct of business and an employment policy. If vacancies are advertised as part of recruitment policies, details of current vacancies will be readily available. It is recognised that releasing some policies or parts of them would impact adversely on the operational activities of the police and that these should not be generally available. As much information should be made available without damaging operational requirements. Policies and procedures for handling requests for information should be included.</p> <p>Where procedures are developed in combination with other public authorities, these should also be available.</p> <ul style="list-style-type: none"> • Records management and personal data policies

This will include information security policies, records retention, destruction and archive policies, and data protection (including data sharing) policies.

- **Fileplans** (or any other Business Classification Scheme used for the management of information)
- **Customer service standards and complaint procedure**

Standards for providing services to the public, including the complaint procedure. Complaints procedures will include those covering requests for information and operating the publication scheme.

- **Charging regimes and policies**

Details of any statutory charging regimes should be provided. Charging policies should include charges made for information routinely published. They should clearly state what costs are to be recovered, the basis on which they are made, and how they are calculated.

If the public authority charges a fee for licensing the re-use of datasets, it should state in its guide to information how this is calculated and whether the charge is made under the Re-use Fees Regulations or under other legislation. It cannot charge a re-use fee if it makes the datasets available for re-use under the Open Government Licence.

Lists and registers

We expect this to be information contained only in currently maintained lists and registers.

- **Information held in registers required by statute**

If police forces are required to maintain any register and make the information in it available for public inspection, the existing provisions covering access will usually be adequate. However, we expect forces to publicise which public registers they hold, and how the information in them is to be made available to the public. Where registers contain personal information, police forces must ensure that they consider the data protection principles.

- **Asset registers**

We would not expect police forces to publish all details from all asset registers. We would, however, expect the location of public land and building assets and key attribute information that is normally recorded on

an asset register to be available along with some other information from capital asset registers.

- **Information asset register**

If a police force has prepared an information asset register, it should publish the contents.

- **CCTV**

Details of the locations of any overt CCTV surveillance cameras operated by the police force.

- **Registers of interests**
- **Register of gifts and hospitality (senior personnel)**

This should include details of gifts, given or received; details of any hospitality afforded and by which organisation. Gifts and hospitality declined should also be included.

- **FOI disclosure log**

If a police force produces a disclosure log indicating the information provided in response to requests, it should be readily available. Disclosure logs are recommended as good practice.

Services provided by the police force

Information about the services provided by the police force, including leaflets, guidance and newsletters produced for the public and businesses.

We would expect information in this class to be current information only.

- **Advice and guidance for the general public**
- **Firearms and explosives licensing, firearms dealers licensing, abnormal load escort, keyholder services**
- **Police college or learning centre**
- **Ceremonial duties**
- **Museum**
- **Local campaigns**
- **Media releases**
- **Details of the services for which the police force is entitled to recover a fee together with those fees.**

