



To: Business Coordination Board

From: Chief Executive

Date: 04 September 2013

TRANSFER ORDER 2

1. Purpose

1.1 To agree the approach to transfer order 2, to be informed to the Home Secretary by 16 September 2013.

2. Recommendation

2.1 To discuss and agree the approach to transfer order 2 and to approve:

- a) cover letter to Home Secretary;
- b) proposed transfer scheme; and
- c) proposed legal instrument.

3. Background

3.1 By letter of 27 March 2013, the Home Secretary directed all Police and Crime Commissioners to make and submit a transfer scheme under Part 3 Schedule 15 of the Police Reform and Social Responsibility Act 2011 for approval. The scheme is to be submitted to the Home Secretary by 16 September 2013 and implemented by 1 April 2014. By letter of 3 July 2013, the Minister of State for Policing and Criminal Justice provided more detail on the Government's expectations regarding stage 2 transfers and the principles that should be addressed in conducting the transfer.

3.2 The legal instrument will not be finalised and take effect until 1 April 2014, once the proposals have been endorsed by the Home Secretary. The letter to the Home Secretary now needs to be signed by the Commissioner and the Chief Constable. In

doing so they will be confirming the proposed approach as set out in the scheme and draft legal instrument.

4. Proposed Transfer Scheme

- 4.1 The Police and Crime Commissioner has examined the available options for the transfer scheme in light of the considerations set out in the proposed transfer scheme. The proposed legal instrument will put the transfer into effect.
- 4.2 Following careful consideration of the available options, the Police and Crime Commissioner and Chief Constable have reached the view that the vast majority of police staff should be transferred to the employment of the Chief Constable.
- 4.3 The Commissioner will retain his staff team from the Office of the Police and Crime Commissioner and an additional three posts which are currently under the direction and control of the Chief Constable. The retention of these posts is to ensure that the Commissioner retains the necessary strategic capacity in respect of finance, communications and estates.

5. Next Steps

- 5.1 Detailed preparatory work needs to be undertaken in order to implement the terms of the scheme by 1 April 2014. The Commissioner and Chief Constable will work together towards modified governance arrangements to apply from 1 April 2014.

6. Recommendation

- 6.1 To discuss and agree the approach to transfer order 2 and to approve:
- a) cover letter to Home Secretary;
 - b) proposed transfer scheme; and
 - c) proposed legal instrument.

BIBLIOGRAPHY

Source Document (s)	Contact Officer	Location
	Dr Dorothy Gregson Chief Executive Office of the Police and Crime Commissioner	Cambridgeshire Police & Crime Commissioner, South Cambridgeshire Hall, Cambourne Business Park, Cambourne, Cambridge,

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