

AGENDA ITEM

**REPORT TO CLEVELAND
POLICE & CRIME PANEL**

3 JUNE 2021

**REPORT OF LEGAL
ADVISER TO THE PANEL**

PROPOSED APPOINTMENT OF ACTING CHIEF EXECUTIVE

PURPOSE

This report is submitted to the Panel following notification from the Police and Crime Commissioner of his intention to appoint an acting Chief Executive and Monitoring Officer.

The post of Chief Executive and Monitoring Officer had been held by Simon Dennis who also acted as Chief Executive and Monitoring Officer for the Police, Fire and Crime Commissioner for North Yorkshire. Mr Turner agreed to release Mr Dennis from his role with the Police and Crime Commissioner's Office for Cleveland early by mutual agreement with North Yorkshire, leaving the post at Cleveland vacant.

The Police Reform and Social Responsibility Act 2011 obliges a Police and Crime Commissioner to appoint a chief executive, and further requires the Commissioner to appoint an acting chief executive whenever that post is vacant. The Commissioner has notified the Panel that he is reviewing the role profile and will undertake a permanent selection process but in the meantime proposes to appoint Lisa Oldroyd as the acting chief executive and monitoring officer.

RECOMMENDATION

That the Panel reviews the information provided in this report and appendices together with any further information provided by the person proposed for appointment (or by others at the meeting) and reports their recommendation to the Police and Crime Commissioner whether or not the appointment should be made.

DETAIL

The Police and Crime Commissioner is obliged to notify the Police and Crime Panel of a proposed appointment to the post of Chief Executive or Acting Chief Executive which he did by letter addressed to the Chair of the Panel dated 14 May 2021 which is appended to this report (**Appendix B**).

The Commissioner is also obliged to provide the following

- (a) the name of the person whom the commissioner is proposing to appoint ("the candidate");
- (b) the criteria used to assess the suitability of the candidate for the appointment;
- (c) why the candidate satisfies those criteria; and
- (d) the terms and conditions on which the candidate is to be appointed.

The details of a) to c) are provided in **Appendix A**. The appointment is proposed to be for six months, but subject to the timescales for recruiting a permanent chief executive.

The Panel is obliged to review the proposed appointment at a confirmation hearing and make a recommendation to the Commissioner whether or not to make the appointment. The recommendation must be made within 3 weeks of the Commissioner notifying the Panel of the proposal.

The Panel has no power to veto the appointment of a Chief Executive.

The proposed candidate can be requested to attend the confirmation hearing to answer questions and Lisa Oldroyd has been requested to attend.

The Commissioner may accept or reject the Panel's recommendation.

Guidance published by the Local Government Association to Panels regarding confirmation hearings advises that a panel should only consider a candidate's professional competence, ie ability to carry out the role, personal independence, operationally, from the Commissioner and how they meet the person specification for the role.

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