

## Dispensations Sub Committee

19 March 2019

### Extension of Elected Member Dispensations to Police and Crime Commissioner

#### Recommendation

That the dispensations set out in the appendix be granted to the Police and Crime Commissioner when attending the Council as a co-opted member for the purposes of section 7 Policing and Crime Act 2017.

#### 1.0 Key Issues

- 1.1 The Warwickshire PCC has formally requested to become a co-opted member of the full council for the purpose of exercising his functions in relation to emergency services collaboration under the Policing and Crime Act 2017. The Council will consider the request at the meeting on 13 December 2018.
- 1.2 If the request is granted it is recommended that the Police and Crime Commissioner as an elected representative be granted the same dispensations as other elected county councillors to enable him to fulfil his role in relation to emergency services collaboration under section Policing and Crime Act 2017.
- 1.3 The dispensations set out in Appendix A are dispensations available to all elected county councillors simply adapted to reflect the role of the Police & Crime Commissioner.

#### 2.0 Timescales associated with the decision and next steps

The decisions of the Sub-committee have immediate effect.

#### Background papers

None

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The report was circulated to the following members prior to publication: N/A

**Appendix**

## **Dispensations for the Warwickshire Police and Crime Commissioner**

That the Warwickshire Police and Crime Commissioner (PCC) for the purpose of exercising his functions in relation to emergency services collaboration may

(a) both speak and vote in relation to the following functions of the County Council:

- i. the provision of any allowance, payment, pension, indemnity or other financial benefit given to members; and
- ii. setting Council Tax or a precept.

(b) in cases where the PCC is an elected member or co-opted member of another public authority, or whose spouse or partner is an elected or co-opted member of another public authority, and the PCC only has a Disclosable Pecuniary Interest in a matter by virtue of the fact that s/he or his/her spouse or partner is in receipt of an allowance from that other public authority then

- i. where the issue is a matter of dispute between the County Council and the other authority, and the matter would affect the financial position of that other authority, the PCC may speak on the matter provided s/he immediately withdraws from the meeting room; and
- ii. in relation to other matters affecting that other authority, the PCC may speak and vote.

c) Where the PCC only has a Disclosable Pecuniary Interest in a matter relating to the County Council or another authority by virtue of the fact that his or her spouse or partner is an employee of the County Council or that other authority, the PCC may speak and vote on all matters affecting the County Council or that other authority other than issues which would have a direct impact on the employment of the spouse or partner.