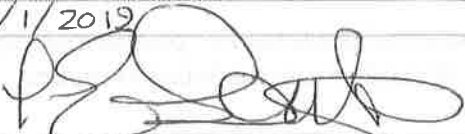


Decision Record – Changes to the Policy on Covert Surveillance and Covert Human Intelligence Sources

Cabinet Portfolio Holder taking the decision	Cllr Izzi Seccombe Leader
Date of Decision (not before: 18 January 2019)	18/1/2019
	

Decision Taken

That the Leader agrees the updated policy as set out in the Appendix.

Reasons for Decisions

In order to change the County Council's policy on covert surveillance agreed of the Leader of the Council is required.

Background Information

The policy relating to the Council's use of covert surveillance and covert human intelligence sources was last reviewed in May 2016. In August 2018 the Home Office has issued a revised Code of Practice on the use of Surveillance and Property Interference (August 2018) which is relevant to the use by local authorities of investigatory powers.

Further, the Investigatory Powers Act 2016 came into force on 29 November 2016, establishing the Investigatory Powers Commissioner, who took over the responsibility for oversight of investigatory powers from the Interception of Communications Commissioner's Office (IOCCO), the Office of Surveillance Commissioners (OSC) and the Intelligence Services Commissioner (ISComm) in September 2017. Updating the policy gives the opportunity to reflect this change in the policy.

The agreed amendments include:

- (i) Updating the policy to refer to the IPCO instead of the OSC and to reflect changes in WCC structure.
- (ii) Reflecting new guidance in the Code of Practice on the use of vehicle tracking devices on County Council vehicles
- (iii) Reflecting updated guidance on recording and error reporting
- (iv) New guidelines to protect material obtained through covert surveillance
- (v) The procedure to be followed when officers wish to conduct surveillance which falls outside of RIPA.

Financial Implications

N/A

Report Author	Ann Belcher
Assistant Director	Sarah Duxbury
Joint Managing Director	David Carter
Portfolio Holder	Councillor Izzi Secombe

Checklist

Urgent matter?	No
Confidential or Exempt? (State the category of exempt information)	No
Is the decision contrary to the budget and policy framework?	Yes/No

List of Reports considered - please include link to report

Link to published proposed decision report:

<https://democratic.warwickshire.gov.uk/cmis5/Calendarofmeetings/tabid/73/ctl/ViewMeetingPublic/mid/410/Meeting/4251/Committee/473/Default.aspx>

List of Background Papers - please include a contact for access to background papers

None

Members and officers consulted or informed – please include any comments

Portfolio Holder – Councillor Izzi Seccombe
 All Strategic Directors
 Legal – Jane Pollard
 Finance – Virginia Rennie
 Equality – Keira Rounsley
 Democratic Services – Paul Williams

Councillors Birdi, Butlin, Boad, O'Rourke, Timms,