

POLICE AND CRIME COMMISSIONER FOR LEICESTERSHIRE *DECISION RECORD*

To be completed in cases where a decision is required

DECISION OF POLICE AND CRIME COMMISSIONER

Date: 4 May 2017

Officers present:

Received in OPCC Date: 3/5/17

OPCC Ref: Ex 2000817

Title: Approval to Issue a Voluntary Ex Ante Transparency Notice (VEAT)

Summary of Issue:

A number of years ago, Leicestershire Police led a software procurement for Investigatory Powers for 21 police forces in England and Wales.

Recent legislation requires all Law Enforcement Agencies to comply with the Investigatory Powers Act by Quarter 1 2018.

East Midlands Strategic Commercial Unit (EMSCU) are advising Leicestershire and the Police ICT company on the procurement of key Information Technology systems and have advised that changes to the legislation require the following:

- The current system requires critical changes to ensure compliance with legislation.
- It is recommended that to ensure the tight timescale can be met a Change Control is executed with the single supplier rather than requiring competitive bidding in the market.
- To ensure compliance with European Law, a VEAT notice is issued on the OJEU web portal.
- EMSCU consider the risk of challenge to be very low.

Leicestershire Police Procurement were involved in the initial discussions with EMSCU on the Procurement route and have advised them as to how the VEAT needs to be progressed but and how this should be managed with the PCC. This advice included EMSCU to make early and initial contact with the PCC to ensure proper approval processes were followed.

As the Lead Force for the original procurement, Leicestershire would act as the Lead force for this VEAT notice to ensure compliance with European Law.

Key discussion points at meeting:

The CFO met and discussed the requested decision with the PCC on the 3/5/17.

The background and proposed way forward were discussed. The PCC was advised of the Force Procurement and EMSCU advice received, the process and the email from the Home Office confirming that Home Office Grant would be available.

The estimated cost of the Change Control is £398,000.

It was resolved that :

Subject to Leicestershire Police confirming to the OPCC that they should be the lead Force:

Based on initial Procurement advice provided by The Head of Procurement for Leicestershire Police, which is consistent with the preferred route to market by Devon and Cornwall Procurement (who are conducting a similar Procurement process for the remaining forces with a separate supplier) and the Home Office, and given their agreement of the Home Office to fund these essential changes, a VEAT Notice be issued.

Subject to successful completion of the VEAT notice and requisite period, a Change Control be executed with the single vendor and the costs met from the Home Office Grant.

Furthermore, that EMSCU and the Police ICT Company consider the procurement strategy for the future in due course.

OFFICE OF PCC APPROVAL

Chief Executive or Chief Finance Officer:

I have received a briefing note from EMSCU on the proposal, including the potential low risk of challenge and have also received and considered information from the Home Office confirming grant in respect of the proposed Change Control.

I have been consulted about the proposal and confirm that appropriate advice has been taken into account in the preparation of this report. I am satisfied that this was an appropriate request to be submitted to the Police and Crime Commissioner



Signature:

Name: Helen King

Date: 4/5/17

Publication Scheme

Decision of Monitoring Officer:

As Monitoring Officer for the Office of Police and Crime Commissioner for Leicestershire I have determined that :

It is appropriate to publish this record of decision made by the Police and Crime Commissioner : **Yes**

It is appropriate to publish the contents of the assessment of the decision by either of the senior post holders in the Office of the Police and Crime Commissioner for Leicestershire (i.e. either the Chief Executive or Chief Finance Officer) : **Yes**

It is appropriate to publish details of the decision by the Police and Crime Commissioner for Leicestershire : **Yes**

Reasons for any non Publication (referencing appropriate legislation):

Not applicable

Signature



Name

ANGELA PERRY

Date

4.5.17

Police and Crime Commissioner for Leicestershire

Having received and reviewed relevant documentation, my decision made on the 3/5/17 in regard of this matter is:

Supported

Signature



Date

4/5/17