



**Leicestershire Police & Partner Agencies**  
**Adult Out of Court Scrutiny Panel**  
**Minutes**

**25<sup>th</sup> April 2016**

**1. Attendees**

Paul Stock – Chair – Chief Executive OPCC  
Caroline Barker - Leicestershire Police  
John Norman - Leicestershire Police  
Kayley Galway – Leicestershire Probation  
Michael Hopkinson – National Probation Service  
Emma Langham – HMCTS  
Ian Clarkson – Chairman of L&R Bench  
Mina Shah – Women’s Aid  
Nigel Chapman – CPS  
D/Supt Neil Castle - Leicestershire Police

**2. Apologies**

Supt David Sandall - Leicestershire Police

**3. Minutes and Actions from last meeting**

Previous minutes updated page 6, 5.2 (sorted out shortly).

Actions Updated:

2.6 – PS spoken with relevant parties to ensure that this support continues.

Turning Point will be taking over from 1<sup>st</sup> July 2016

4.7 – Both JN & CB have spoken with the relevant officers and CB to continue to monitor the situation

4.10 – JN has spoken with the relevant Inspectors and Sgts and advised them to look at Charge for second offence. Confident this has been taken on board but will continue to monitor.

**4. Adult Offender Disposal Data**

JN apologised for the absence of data, this was due to recently losing our analyst and a resource issue. PS will make enquiries with Chief Supt Julia Debenham in as to where we are in relation to getting a replacement to provide this crucial data for the group.

**Action:** PS to speak with C/S Debenham in relation to resources for provided data relevant to this and the Youth Panel meetings.

## 5. Panel Cases for consideration

The 15 cases chosen at random by the OPCC were reviewed by the Panel and the following recorded:

9 cases graded 1 – Appropriate and consistent with Police policies and/ or the CPS Code for Crown Prosecutors

4 cases graded 2 – Appropriate but with Observations

2 cases graded 3 – Inappropriate and inconsistent with Police policies and/or the CPS Code for Crown Prosecutors

Case No:	Offence:	Disposal	Panel Findings & Comments	Category
01	DV Common Assault (Battery)	Adult Conditional Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
02	DV Common Assault (Battery)		Inappropriate and inconsistent with Police policies and/or the CPS Code	3
03	Common Assault (Battery)	Adult Conditional Caution	Appropriate but with Observations	2
04	DV Damage (less than £5,000)	Adult Conditional Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
05	DV Common Assault (Battery)	Adult Conditional Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
06	DV Related Burglary, Damage and Common Assault (Battery)	Adult Conditional Caution	Appropriate but with Observations	2
07	Racially Aggravated Public Order	Adult Conditional Caution	Appropriate but with Observations	2
08	Theft from Store	Adult Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
09	Wasting Police Time	Adult Conditional Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
10	Possess Cannabis	Adult Community Resolution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	1
11	Production of Cannabis	Adult Conditional Caution	Appropriate but with Observations	2
12	DV Related Common Assault	Adult Conditional	Appropriate and consistent with Police policies and/or the CPS	1

Case No:	Offence:	Disposal	Panel Findings & Comments	Category
	(Battery)	Caution	Code for Crown Prosecutors	
13	S.4 Public Order	Adult Conditional Caution	Appropriate and consistent with Police policies and/or the CPS Code for Crown Prosecutors	
14	Possess Cannabis	Adult Conditional Caution	Appropriate but with Observations	2
15	DV Related Common Assault (Battery)	Adult Conditional Caution	Appropriate but with Observations	2

There were no cases where the panel failed to reach a conclusion.

Of the cases deemed (number 2) "Appropriate but with Observations" the following observations were made:

#03	Possible compensation for damage to glasses
#07	Substance abuse – were these checked out no follow up made, if under treatment are these being monitored, and are they attending. Although the group did feel that rational was good and asked for this to be feed back to the office in the case
#11	How is the same Adult Conditional Caution given to a 22yr old user and to a Dealer, more clarification needed on issues around cannabis
#2	Issue not addressed, could have been offered more DV assistance (DVPN), controlling behaviour worrying,

Of the cases deemed (number 3) "Inappropriate and inconsistent with Police policies and/or the CPS Code for Crown Prosecutors"

#02	What about DV offences – could this have been referred as a DV case
#06	Panel not comfortable with this case, behavioural issues, stalking, where were the children, would the outcome have been different if roles reversed? Damage to coat – possible compensation, girlfriend is also a victim, threats made to husband and had bitten him

## 6. National Out of Court Disposal Pilot Scheme Update

Pending the final report from the MOJ regarding the pilot project ACC Bannister had made the decision that Leicestershire would continue to use the 2 disposal framework (CR & CC). The special dispensation from the DPP enabling us to use CR's in DV cases would also continue. JN had received an interim report from the Ministry of Justice regarding the pilot scheme, but was not able to circulate this currently with the group as it is restricted. However the final report should be ready for circulation in September and this will give us a clearer idea of where we are and how we go forward. PS enquired if JN could check with C/S Debenham if this report can be shared with him.

**Action:** JN to check with C/S Debenham if this report from the MOJ can be shared with PS

## 7. Communication

PS reiterated that he was happy for the panel to share our work from our meetings with their colleagues and welcomed any feedback.

## 8. AOB

KG advised that they are currently in transition period of being taken over by Turning Point. PS asked if this would affect KG work and attendance at these meetings and could he do anything to assist? KG agreed for PS to contact Turning Point to reiterate the good work carried out at these meetings and she would pass on the contact details. PS also asked Caroline to send out a message to offices ensuring they continue to use this service – as it works.

**Action:** *Caroline to send message to officers ensuring they continue to use the services from CJDT.*

**Action:** *JN and NC to speak in relation to CPSD and DV cases not being correctly disposed of.*