

DMPC Decision – PCD 1371

**Title: National Police Chiefs' Council (NPCC) – International Crime Coordination Centre (ICCC)
Grant Funding from National Crime Agency (NCA)**

Executive Summary:

This paper seeks approval to accept grant funding of £3,500,000 from the National Crime Agency (NCA) to continue funding the National Police Chiefs' Council (NPCC) International Crime Coordination Centre (ICCC) for the remainder of the financial year. There is no financial exposure for MOPAC.

Recommendation:

The Deputy Mayor for Policing and Crime is recommended to:

1. Approve MOPAC to receive, on behalf of the NPCC, the £3.5M 2022/23 additional funding provided by the NCA to guarantee operational continuity of the ICCC until it is fully transferred to the Joint International Crime Centre (JICC) within the NCA by 31st March 2023.

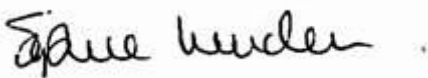
Deputy Mayor for Policing and Crime

I confirm I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct. Any such interests are recorded below.

The above request has my approval.

Signature

Date 17/02/2023



PART I - NON-CONFIDENTIAL FACTS AND ADVICE TO THE DMPC

1. Introduction and background

- 1.1. MOPAC hosts the National Police Chiefs' Council (NPCC). On behalf of the NPCC in June 2022 MOPAC approved (PCD1203) the acceptance of National Crime Agency (NCA) funding for the International Crime Coordination Centre (ICCC) operated by the NPCC. This was for the period from 1 April 2022 until 31 October 2022 when the ICC was expected to merge with the NCA international crime function to create the Joint International Crime Centre (JICC).

2. Issues for consideration

- 2.1. As a result of delay in the finalisation of the merger from October 2022 until end March 2023 the NCA has agreed the award of a further £3,500,000 to fund the ICCC for the whole of 2022/23.

3. Financial Comments

- 3.1. The NPCC have assured that the estimated costs will be fully funded from the NCA grant. Any costs not met by the NCA grant funding will be funded from the NPCC budget and reserves. There is no financial exposure for MOPAC.

4. Legal Comments

- 4.1. Under Schedule 3, paragraph 7 (1) Police Reform and Social Responsibility Act 2011 (the 2011 Act) MOPAC has incidental powers to "do anything which is calculated to facilitate, or is conducive or incidental to, the exercise of the functions of the Office." Paragraph 7 (2) (a) provides that this includes entering into contracts and other agreements. DLS consider that these powers are sufficiently broad to permit MOPAC to enter into the grant agreement.
- 4.2. Para 4.8 of the MOPAC Scheme of Consent and Delegation provides the DMPC with delegated power to approve all offers made of grant funding

5. GDPR and Data Privacy

- 5.1. MOPAC will adhere to the Data Protection Act (DPA) 2018 and ensure that any organisations who are commissioned to do work with or on behalf of MOPAC are fully compliant with the policy and understand their GDPR responsibilities.
- 5.2. NPCC assure that the receipt of funding does not involve the use of personally identifiable data of members of the public, so there are no GDPR issues to be considered.

6. Equality Comments

- 6.1. MOPAC is required to comply with the public sector equality duty set out in section 149(1) of the Equality Act 2010. This requires MOPAC to have due regard to the need to eliminate discrimination, advance equality of opportunity and foster good relations by reference to people with protected characteristics. The protected characteristics are: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.
- 6.2. The NPCC report that there are no equality implications arising from acceptance of this grant funding.

7. Background/supporting papers

- Appendix 1 NPCC Report - INTERNATIONAL CRIME COORDINATION CENTRE (ICCC) – Additional £3.5M NCA Grant 2022/23

Public access to information

Information in this form (Part 1) is subject to the Freedom of Information Act 2000 (FOIA) and will be made available on the MOPAC website following approval.

If immediate publication risks compromising the implementation of the decision it can be deferred until a specific date. Deferral periods should be kept to the shortest length strictly necessary.

Part 1 Deferral:

Is the publication of Part 1 of this approval to be deferred? NO

If yes, for what reason:

Until what date:

Part 2 Confidentiality: Only the facts or advice considered as likely to be exempt from disclosure under the FOIA should be in the separate Part 2 form, together with the legal rationale for non-publication.

Is there a **Part 2** form – NO

ORIGINATING OFFICER DECLARATION

Tick to confirm statement (✓)

Financial Advice:

The Strategic Finance and Resource Management Team has been consulted on this proposal.

✓

Legal Advice:

The MPS legal team has been consulted on the proposal.

✓

Equalities Advice:

Equality and diversity issues are covered in the body of the report.

✓

Commercial Issues

Commercial issues are covered in the body of the report.

✓

GDPR/Data Privacy

GDPR compliance issues are covered in the body of the report .

✓

Drafting Officer

Alex Anderson has drafted this report in accordance with MOPAC procedures.

✓

Director/Head of Service:

The MOPAC Chief Finance Officer and Director of Corporate Services has reviewed the request and is satisfied it is correct and consistent with the MOPAC's plans and priorities.

✓

Chief Executive Officer

I have been consulted about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Deputy Mayor for Policing and Crime.

Signature

Date 13/02/2023

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**INTERNATIONAL CRIME COORDINATION CENTRE (ICCC) – Additional £3.5M NCA Grant
2022/23**

Report by ACC Peter Ayling on behalf of the Chief of Corporate Services

**Part 1 – This section of the report will be published by MOPAC. It is
classified as OFFICIAL – PUBLIC**

EXECUTIVE SUMMARY

The National Police Chiefs Council (NPCC) International Criminality Portfolio, whose current lead is ACC Peter Ayling, created the International Crime Coordination Centre (ICCC) in March 2019 to plan and implement how UK Policing responds to any loss in capability as a result of EU Exit.

The ICCC is currently hosted by the Met Police but it is a national resource under NPCC governance. The Home Office has funded the ICCC since its inception and in 2022 transferred the funds to the NCA.

The ICCC's capability will be transferred to the NCA to create the Joint Crime Coordination Center (JICC). The Home Office has allocated the funds for the JICC to the NCA. The ICCC will continue to be hosted by the MPS until it is fully transferred to the NCA on 28th March 2023.

Commander Ben Russell presented this paper to MPS PIB DA on 29th November 2022, where it obtained MPS's approval.

A decision is required from MOPAC, to receive the additional 2022/23 funding provided by the NCA to guarantee operational continuity of the ICCC until it is fully transferred to the JICC within the NCA by the end of the financial year.

Recommendations

The Deputy Mayor for Policing and Crime is asked to:

- 1. Approve MOPAC to receive, on behalf of the NPCC, the £3.5M 2022/23 additional funding provided by the NCA to guarantee operational continuity of the ICCC until it is fully transferred to the JICC within the NCA by 31st March 2023.**

Time sensitivity

A decision is required from the Deputy Mayor by **17th February 2023** as funding allocation originally granted by the NCA to the NPCC for the ICCC is not sufficient to cover the extended timescales, therefore any over expenditure must be formalized.

Non-confidential facts and advice to the Deputy Mayor for Policing and Crime**Introduction and background**

1. In March 2019, the NPCC Brexit Contingency Planning Team stood up the International Crime Coordination Centre (ICCC) to ensure that UK law enforcement (particularly the 43 police forces in England and Wales) was prepared for EU exit.
2. The unit is hosted by the MPS but it is a national resource under NPCC governance. The ICCC is staffed by highly experienced officers and staff from police forces, with embeds from the National Crime Agency and the national Criminal Records Office (ACRO).
3. A decision has been made by the Home Office to transfer the capabilities established within the ICCC to the NCA to join the UK International Crime Bureau (UKICB) to create a new entity named as the Joint International Crime Centre (JICC). The NPCC and the NCA has been working on the JICC project ever since
4. A steering group, chaired by Chief Constable Martin Hewitt currently provides strategic direction, financial control and oversight of the ICCC

Issues for Consideration

5. The JICC was originally planned to Go Live on 1st October 2022. The JICC Strategic Quarterly Board (SQB) decided to postpone the Go live date to 28th March 2023.
6. The decision to postpone the launch of the JICC was made to allow for more time to prepare and obtain approval for the legal documents required to minimize any potential operational risk for the JICC.
7. The original £5.4M granted by the NCA to the NPCC was estimated to cover the costs up to the end of October (PCD1203 refers). As the Go Live date has been postponed by 5 months MOPAC approval for additional funding is required to cover for this additional period.
8. Whilst the project is ongoing the ICCC will continue to be hosted by the MPS and funded by the NCA. The NCA will continue to fund the ICCC until it is fully transferred to the NCA.

Contribution to the MOPAC Police & Crime Plan 2021-2025¹

9. The ICCC will continue to contribute to the MOPAC Police & Crime Plan as the ICCC's ultimate objective is to keep communities safe via providing advice and support to forces to tackle crime with international footprint and also by removing from the country subjects requested on extradition.

Financial, Commercial and Procurement Comments

10. The policing costs associated with the ICCC will continue to be funded by the NCA with no permanent revenue cost to policing. If there are any additional costs these will be met by the NCA.
11. In February 2022 the NCA provided a letter that confirm that the NCA intend to fund the costs incurred by the MPS for the running of the ICCC for the remainder of its operational lifetime.

¹<https://www.london.gov.uk/publications/building-safer-london>

12. The MPS entered into a Grant Agreement with the NCA to cover for 2022/23 costs up to October 2022. This is supported by PCD 1203. As a contingency measure, the funding uplift of £3.5m is sufficient to continue to run the ICCC up to the end of the financial year.
13. The year to date spend of the ICCC is within the forecast submitted to the NCA. NPCC has revised its budget forecast for this financial year and is confident that the funding granted by the NCA is sufficient to cover the operating costs of the ICCC as it is.

Legal Comments

14. This paper seeks MOPAC's approval to accept the additional NCA Grant funding to cover the operating costs of the ICCC.
15. Para 4.8 of the MOPAC Scheme of Consent and Delegation provides the DMPC with delegated power to approve all offers made of grant funding
16. The grant agreement will be published pursuant to The Elected Local Policing Bodies (Specified Information) (Amendment) Order 2012.
17. DLS consider that MOPAC have the legal power necessary to enter into this grant agreement.
18. Under Schedule 3, paragraph 7 (1) Police Reform and Social Responsibility Act 2011 (the 2011 Act) MOPAC has incidental powers to "do anything which is calculated to facilitate, or is conducive or incidental to, the exercise of the functions of the Office." Paragraph 7 (2) (a) provides that this includes entering into contracts and other agreements. We consider that these powers are sufficiently broad to permit MOPAC to enter into the grant agreement.

Equality Comments

19. This document is seeking additional funding for a function that is already an existing service provision and as such there are considered to be no negative equality or diversity implications arising from this process negating the requirement to present any mitigation under the Equality Act 2010.

Privacy Comments

20. The MPS is subject to the requirements and conditions placed on it as a 'State' body to comply with the European Convention of Human Rights and the Data Protection Act (DPA) 2018. Both legislative requirements place an obligation on the MPS to process personal data fairly and lawfully in order to safeguard the rights and freedoms of individuals.
21. Under Article 35 of the General Data Protection Regulation (GDPR) and Section 57 of the DPA 2018, Data Protection Impact Assessments (DPIA) become mandatory for organisations with technologies and processes that are likely to result in a high risk to the rights of the data subjects.
22. A DPIA has been completed for this project. The project will ensure a privacy by design approach, which will allow the MPS to find and fix problems at the early stages of any project, ensuring compliance with GDPR. DPIAs support the accountability principle, as they will ensure the MPS complies with the requirements of GDPR and they demonstrate that appropriate measures have been taken to ensure compliance.

23. The parties will comply with any MOPI requirements in relation to documentation generated as a result of activities undertaken under or in accordance with this MOU and the schedules to it.

24. The receipt of funding does not involve the use of personally identifiable data of members of the public, so there are no GDPR issues to be considered.

Real Estate Implications

25. No Implications.

Environmental Implications

26. The ICCC contributes to delivering the London Anchor Institutions' Charter by continuing to provide support to front line officers to respond to international threats and build up international criminality capability within forces.

27. No environmental implication are expected. In any case, all environmental legal requirements to be met as a minimum. As the Joint International Crime Centre (JICC), formerly known as JOM is based in London the centre will adhere to the MPS Environment Policy.

Conflict of Interest

28. Commander Ben Russell confirms that, in undertaking the Senior Sponsor role for this project, there is no conflict of interest on his part arising out of his former work for, or role within, the NCA.

Background/supporting papers

Report author: Evelyn Garantiva – NPCC Project Manager