

**DMPC Decision – PCD 892**

**Title: Grant Funding Acceptance for HM Prisons and Probation Service (HMPPS) Corruption Investigators**

**Executive Summary:**

This paper requests the acceptance of £146,393 annual funding from the Ministry of Justice for a three year period 2020/21-2022/23 to establish a dedicated team investigating corruption within Her Majesty's Prison and Probation Service (HMPPS).

**Recommendation:**

The Deputy Mayor for Policing and Crime is recommended to:

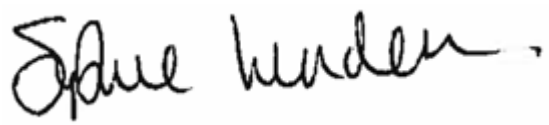
1. Approve acceptance of an offer of funding of £146,393 per annum from the Ministry of Justice to establish a team dedicated to the investigation of corruption within HMPPS for a period for three years commencing 1st April 2020

**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 7/12/2020**

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

### **1. Introduction and background**

- 1.1. This paper seeks the authority to accept grant funding from the Ministry of Justice to achieve a reduction in staff corruption in HMPPS

### **2. Issues for consideration**

- 2.1. The Metropolitan Police Service (MPS) state that this team will improve the police response to corruption in prisons, that this problem is intrinsically linked to Serious and Organised Crime, and will enable better informed and more effective policing responses to the individuals and groups causing the greatest amount of harm.
- 2.2. The team will operate from within the London Region Prison Intelligence Unit (LRPIU).

### **3. Financial Comments**

- 3.1. The proposal is for the acceptance of grant funding of £146,393 per annum for the three year period 2020/21-2022/23 for the increase in two new posts.
- 3.2. The funding will meet the direct cost including pay oncosts of two detective constables. The MPS will fund the costs of line management, IT equipment, accommodation and vehicles from within existing budgets. The funding is to be reviewed after 2 years.

### **4. Legal Comments**

- 4.1. Under Schedule 3 Paragraph 7 of the Police Reform and Social Responsibility Act 2011 MOPAC may do anything which is calculated to facilitate, or is conducive or incidental to, the exercise of the functions of the Office which includes entering into contracts and other agreements (whether legally binding or not).
- 4.2. Paragraph 4.8 of the MOPAC Scheme of Delegation and Consent provides that the Deputy Mayor for Policing and Crime (DMPC) has delegated authority to approve all bids for 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. The MPS have assured that the London Region Prison Intelligence Unit currently lead on the reactive investigation of corruption in our prisons. This is core business and follows all MPS and National guidelines regards the reactive and proactive investigation of crime. These newly funded posts will fall under direct line

management of the current MPS a team, all control measures, policy and procedures are already in place.

## **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 MPS has assured that an equality impact assessment has been completed and that no negative impact has been identified to any individual and/or group safeguarded by a protected characteristic and to those who are not.

## **7. Background/supporting papers**

- Appendix 1 MPS Report Grant Funding for HMPPS Corruption Investigators

**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: n/a

**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 not applicable.

✓

**GDPR/Data Privacy**

GDPR compliance issues are covered in the body of the report

✓

**Director/Head of Service:**

The interim Chief Finance Officer 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 2/12/2020**



# MOPAC

MAYOR OF LONDON  
OFFICE FOR POLICING AND CRIME

## Grant Funding for HMPPS Corruption Investigators

**MOPAC Investment Advisory & Monitoring meeting 24th November 2020**

**Report by DI Mark Galloway on behalf of the Chief of Corporate Services**

**Part 1 – Report will be published by MOPAC, classified as OFFICIAL – PUBLIC**

### *EXECUTIVE SUMMARY*

The Metropolitan Police Service (MPS), on behalf of Her Majesty's Prison and Probation Service (HMPPS), has been offered grant funding from the Ministry of Justice (MoJ) to establish a dedicated team investigating Corruption within HMPPS.

This model will be replicated across ROCUs and the proposed grant will fund two Detective Constables within the London Region Prison Intelligence Unit (LRPIU).

The Deputy Mayor for Policing and Crime is asked to approve this funding by the MoJ for the period 01/04/2020 to 31/03/2023.

### **Recommendations**

The Deputy Mayor for Policing and Crime, via the Investment Advisory and Monitoring meeting (IAM), is asked to:

**Approve acceptance of an offer of funding from the Ministry of Justice to establish a team dedicated to the investigation of corruption within HMPPS for a period for three years commencing 1<sup>st</sup> April 2020.**

### **Time sensitivity**

This offer of funding was confirmed to the MPS on 24<sup>th</sup> September leading to this expedited request. Nationally these posts are being filled across ROCU networks as secondments from constituent Forces. The MPS cannot follow this approach and will therefore recruit internally. The LRPIU Corruption team have applicants on 'select' list who can fill the newly created posts in a timely fashion.

To ensure effective support for this national project, approval is sought at the earliest opportunity to enable the MPS to fill these growth posts. We aim to have these posts filled by January 2021 and therefore accessing ¼ of the 2020/21 budget.

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

### **Introduction and Background**

1. Corruption in our prisons impacts the justice system as a whole – offenders rehabilitation is undermined; public confidence in prison and law enforcement is eroded; drug-trade in prisons impacts the ability of staff to carry out their duties; the wider public are put at risk, when organised criminals are able to continue running their networks from custody. Effective partnership with police to tackle corruption will therefore provide much needed support to the criminal justice system and beyond.
2. HMPPS Counter Corruption Policy Framework, seeks to achieve a reduction in staff corruption through four strategic approaches, one of them to:

#### **PURSUE and punish those involved in corruption through disciplinary and criminal justice outcomes.**

3. The joint HMPPS and Police Memorandum of Understanding for Corruption in Prison and Probation, sets out the role Police will play in supporting HMPPS to manage corruption. The Police in conjunction with HMPPS, will support these objectives by providing the legal authority, specialist skills and resources to:
  - I. Identify corruption threats in prisons and probation, including by analysing the relationship between corruption and wider criminality (national security threats, organised crime and extremism; and
  - II. Investigate corrupt staff and those who seek to corrupt staff, supporting prosecution where appropriate.
  - III. To further develop and strengthen the ongoing partnership working between HMPPS and Police to investigate
4. As part of the recent £100 million investment in prison security, HMPPS, supported by the National Police Chiefs Council, are uplifting Regional Organised Crime Unit (ROCUs) with 20 additional dedicated corruption investigators.
5. The LRPIU lead on the investigation of HMPPS Corruption and have a dedicated team to respond to this threat. Some less serious offences maybe investigated at BCU.
6. The MoJ will fund this uplift by means of an additional grant. This provides growth posts within the LRPIU of two Detective Constables.

### **Issues for consideration**

7. HMPPS will fund the new roles salaries, including on-costs. However, ROCUs are being asked to provide line management, IT equipment, access to vehicles and desk space.
8. The MPS has been offered funding for two additional Investigators, in light of role profile it is suggested these be Detective Constables with an initial cost of **£146,393 per year.**

9. Non-staff costs have been minimised by subsuming these posts into the existing MO2 - Prison Intelligence Unit. This change uplifts the established team, no further charges are anticipated regards access to vehicles.
10. Funding is confirmed for three years – 2020/21, 2021/22, 2022/23 but will be reviewed after two years.
11. Nationally the posts are offered as ROCU secondments, to assist should funding end prematurely. The MPS does not have a ROCU and cannot follow this approach.

#### **Contributes to the MOPAC Police & Crime Plan 2017-2021<sup>1</sup>**

12. This team will improve the police response to corruption in our prisons. This problem is intrinsically linked to Serious and Organised Crime and will enable better informed and more effective policing responses to the individuals and groups causing the greatest amount of harm.

#### **Contributes HM Governments Serious and Organised Crime Strategy 2018<sup>2</sup>**

13. Commitment to a multi-agency response to systematically assess the threat from priority SOC offenders and use all available tools, powers and disruptions to prevent offending.

#### **Contributes to UK Anti-Corruption Strategy 2017-2022<sup>3</sup>**

14. Priority to reduce insider threat in high risk domestic sectors, including prisons, probation and policing. Since 2017 HMPPS & Police have worked jointly, to better understand and manage corruption and delivering a new strategy to tackle corruption

#### **Financial, Commercial and Procurement Comments**

15. The eligible expenditure will be recovered from the MoJ under a new the Grant Agreement between MoJ and MOPAC and supported by a Memorandum of Understanding.
16. New posts - Two Detective Constables dedicated to the investigation of corruption within HMPPS - salary and on-cost provisions **£146,393 per year**. These posts will be used to uplift and grow our current LRPIU corruption team.

#### **Legal Comments**

17. Under Schedule 3 Paragraph 7 of the Police Reform and Social Responsibility Act 2011 MOPAC may do anything which is calculated to facilitate, or is conducive or incidental to, the exercise of the functions of the Office which includes entering into contracts and other agreements (whether legally binding or not). Making a crime and disorder reduction grant is a legally binding agreement which is justified by the fact that it will secure, or contribute to securing, crime and

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<sup>1</sup> [Police and crime plan: a safer city for all Londoners | London City Hall](#)

<sup>2</sup> [HM Governments Serious and Organised Crime Strategy Nov 2018](#)

<sup>3</sup> [UK anti-corruption strategy 2017 to 2022](#)

disorder reduction within the Metropolitan Police District and this is within the exercise of MOPAC's functions.

18. Para 4.8 of the MOPAC Scheme of Consent and Delegation provides the DMPC with delegated powers to accept any offer of grant funding.
19. The grant agreement will be published under the Elected Policing Bodies (Specified Information) Order 2011.

### **Equality Comments**

1. The MPS is an equal opportunities employer and as such any post(s) advertised will be in compliance of MPS policy and procedure. Equality impact assessment complete, no negative impact has been identified to any individual and/or group safeguarded by a protected characteristic and to those who are not.

### **Privacy Comments**

2. 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.
3. 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.
4. The Information Assurance and Information Rights units within MPS will be consulted at all stages to ensure the project meets its compliance requirements.
5. Data Protection Impact Assessment (DPIA) – The Prison Intelligence Unit currently lead on the reactive investigation of corruption in our prisons. This is core business and follows all MPS and National guidelines regards the reactive and proactive investigation of crime. These newly funded posts will fall under direct line management of the current MPS a team, all control measures, policy and procedures are already in place.

### **Real Estate Implications**

6. Cobalt Square is subject to a five-year refurbishment plan, whilst this is a growth of just two posts it must still be factored into any advanced planning.
7. These posts will be 'agile' workers reflective of the current investigator team. There is sufficient space within the PIU to accommodate this uplift.

### **Environmental Implications**

8. There are no environmental implications.

### **Background/supporting papers**

9. There are no background papers.



Report author: Mark Galloway, MO2 – Met Intelligence, London Region Prison Intelligence Unit.