

REQUEST FOR DMPC DECISION – PCD 354

Title: Request for authorisation to settle a claim against the Metropolitan Police Service (MPS)

Executive Summary:

The Directorate of Legal Services (DLS) is requesting MOPAC agrees settlement of a claim against the MPS.

The Deputy Mayor for Policing and Crime has the discretion to authorise the settlement of legal proceedings where it would be conducive to the maintenance of an efficient and effective police force.

Recommendation:

The MPS be authorised to settle the claim by an individual identified in the exempt part of this report.

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**

27/3/18

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

Decision required – supporting report

1. Introduction and background

- 1.1. Part 2 of this Report is exempt because it falls within an exemption specified in para 2(2) of the Elected Local Policing Bodies (Specified Information) Order 2011 and/or under the Freedom of Information Act 2000, e.g. because the information amounts to personal data, is confidential or commercially sensitive.
- 1.2. This is a claim for breaches of Articles three, four and eight (torture, servitude and privacy) of the European Convention on Human Rights (ECHR). It relates to between 9-11 years that the claimant was the victim of domestic servitude. In total, the claimant spent a total of 25 years as the victim of domestic servitude.
- 1.3. The claimant alleges that the Metropolitan Police Service (MPS) failed to act on his reports that he was being subjected to slavery at the hand of a family he was residing with. The alleged reports were in 2002 and 2004 respectively.
- 1.4. The claimant was finally rescued from the family in 2013 at the age of 36. Members of the family who had enslaved him were prosecuted and convicted in 2015.

2. Issues for consideration

- 2.1. N/A

3. Financial Comments

- 3.1. Pursuant to the MOPAC Scheme of Delegation dated September 2013, MOPAC must authorise the settlement because it fulfils the criteria set out in section 5.7 of the Scheme including the financial level.
- 3.2. The proposed cost of the settlement can be met from within the DLS third party claims provision budget.

4. Legal Comments

- 4.1. MOPAC the power to pay any sum required in connection with the settlement for any claim made against the Commissioner under Section 88 of the Police Act 1996.
- 4.2. Pursuant to the MOPAC Scheme of Consent and Delegation 2014, MOPAC must authorise the settlement because it fulfils the criteria set out in section 4.10 of the Scheme including the financial level.

5. Equality Comments

- 5.1 To continue policing with the consent of the population it serves, the police will always seek to treat everyone fairly and openly. Race or equality issues do not appear to have relevance to this matter.

6. Background/supporting papers

- Exempt report

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? YES

If yes, for what reason: Settlement still being negotiated.

Until what date: TBC

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 – YES

ORIGINATING OFFICER DECLARATION:

	<i>Tick to confirm statement (✓)</i>
Head of Unit: The Judith Mullet has reviewed the request and is satisfied it is correct and consistent with the MOPAC's plans and priorities.	✓
Legal Advice: The MPS legal team has been consulted on the proposal.	✓
Financial Advice: The Strategic Finance and Resource Management Team has been consulted on this proposal.	✓
Equalities Advice: Equality and diversity issues are covered in the body of the report.	✓

OFFICER APPROVAL**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

R. Lawrence

Date

13/03/18

