

**REQUEST FOR DMPC DECISION – PCD 367****Title: Central Estate Programme – Letter of Indemnity****Executive Summary:**

In order to provide an indemnity in respect of any legal issues to MPS employees in their role as Directors of a company being purchased to deliver the Central Estate Programme a letter of indemnity is to be provided to them. This decision requests your approval for the MOPAC Chief Executive Officer to sign the letter of indemnity.

**Recommendation:**

The DMPC is recommended to approve the authority for the MOPAC Chief Executive Officer to provide a letter of indemnity to MOPAC and MPS officers acting as Directors of companies in order to progress the Central Estate Programme.

**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**

23/3/18

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

### **Decision required – supporting report**

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

- 1.1. The Central Estate Programme is a project designed to rationalise and improve the “to be” retained estate mainly in relation to central functions.

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

- 2.1. In order to indemnify in respect of any legal issues directors being appointed to companies to enable the progression of the Central Estate Programme a letter of indemnity for the directors is required.

#### **3. Financial Comments**

- 3.1. The financial issues and due diligence associated with this proposal are stated in PCD 335

#### **4. Legal Comments**

- 4.1. MOPAC have been advised that the Police Reform and Social Responsibility Act 2011 provides that “The Mayor's Office for Policing and Crime may do anything which is calculated to facilitate, or is conducive or incidental to, the exercise of the functions of the Office.” Because the acquisition of the company is to give effect to the Central Estates Programme then the appointment of Directors and consequently providing them with an appropriate indemnity is lawful.

#### **5. Equality Comments**

- 5.1. There are no equality and diversity comments arising from this proposal.

#### **6. Background/supporting papers**

- 6.1. None

**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 (✓)
<b>Head of Unit:</b> The MOPAC Chief Finance Officer has reviewed the request and is satisfied it is correct and consistent with the MOPAC's plans and priorities.	✓
<b>Legal Advice:</b> Legal advice is not required.	✓
<b>Financial Advice:</b> The Strategic Finance and Resource Management Team has been consulted on this proposal.	✓
<b>Equalities Advice:</b> 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

23/3/18

