

**REQUEST FOR DMPC DECISION – PCD 164****Title: Special Police Services Agreement with Hammerson (Brent Cross) Limited****Executive Summary:**

This paper seeks approval to enter into a Special Police Services Agreement with Hammerson (Brent Cross) Limited. Hammerson (Brent Cross) Limited has requested the provision of Special Police Services (SPS) at Brent Cross Shopping Centre. This will be for a period of three years from 25 November 2016 to 24 November 2019. A team of three police constables will be dedicated to Brent Cross at an estimated cost of £575,019 over the three year period.

**Recommendation:**

The DMPC is asked to

1. Approve the Special Police Services Agreement with Hammerson (Brent Cross) Limited.

**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**

13/3/17

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

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

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

- 1.1. Hammerson (Brent Cross) Limited has requested Special Police Services (SPS) under Section 25 of the Police Act 1996 for the provision of SPS in relation to the policing of Brent Cross Shopping Centre. The aim being to provide a highly visible police presence to deter crime and anti-social behaviour.
- 1.2. The objectives of the police team include:
  - To work in partnership with Hammerson in reducing crime and anti-social behaviour.
  - To supply highly visible uniform patrols and plain clothes security.
  - To play a proactive role in supporting other local policing activity including deterring and disrupting terrorism activity.

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

- 2.1. There is a risk if the SPS Agreement is not approved, the removal of the dedicated team at Brent Cross Shopping Centre could divert resources from residents and other businesses in the borough.

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

- 3.1 The cost of the SPS Agreement with Hammerson (Brent Cross) Ltd is estimated to cost £575,019. The SPS Agreement will be at full cost recovery of the three police constables. The annual salary for a police constable is £63,891, including overheads. The annual cost for three police constables is £191,673, therefore over the three year period the cost will be £575,019. The SPS Agreement will also be subject to pay inflation, so is expected to increase slightly over the three year period.

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

- 4.1. Section 8 of the Scheme of Delegation and Consent requires the Deputy Mayor for Policing and Crime to approve the provision of policing services to external bodies where the contract value is £500,000 or above.

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

- 5.1. Hammerson Limited, the parent company, has an established Equality Opportunities policy that states it is fully committed to equal opportunities and believes that having an inclusive culture and diverse workforce is good for business. The policy reflects the company's commitment to objectively assess, recruit and reward on the basis of merit.
- 5.2. There are no aspects from the Hammerson Limited Equality Opportunities policy which would cause any concern in agreeing to provide the SPS Agreement requested by Hammerson (Brent Cross) Limited.
- 5.3. Therefore there are no direct equality or diversity implications arising from this report

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

- 6.1. None.

**Public access to information**

Information in this form is subject to the Freedom of Information Act 2000 (FOIA) and other legislation. Part 1 of this form will be made available on the MOPAC website within 1 working day of approval. Any facts/advice/recommendations that should not be made automatically available on request should not be included in Part 1 but instead on the separate Part 2 form. Deferment is only applicable where release before that date would compromise the implementation of the decision being approved.

**Part 1 Deferral:**

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

**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 rational for non-publication.

Is there a **part 2** form – No

If yes, for what reason:

**ORIGINATING OFFICER DECLARATION:**

<b>Head of Unit:</b> The Head of Strategic Finance and Resource Management has reviewed the request and is satisfied it is correct and consistent with the MOPAC's plans and priorities.	✓
<b>Legal Advice:</b> The MPS legal team has been consulted on the proposal.	✓
<b>Financial Advice:</b> The Head of Strategic Finance and Resource Management has been consulted on this proposal.	✓
<b>Equalities Advice:</b> No Equality and Diversity issues identified.	✓

**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

*8/3/17*



**Special Police Services Agreement with Hammerson (Brent Cross) Limited**

**Report by Assistant Commissioner Territorial Policing and the Director of Commercial and Finance on behalf of the Commissioner**

Hammerson (Brent Cross) Limited (Hammerson) has requested special police services (SPS) under Section 25 of the Police Act 1996 for the provision of SPS in relation to the policing of the Brent Cross Shopping Centre. The request in respect of Brent Cross is for three years from 25 November 2016 to 24 November 2019. The SPS is to be provided by a dedicated police team of three Police Constables at an estimated total cost of £575,019 over the life of the contract.

Section 4.8 of the MOPAC Scheme of Delegation and Consent requires the Deputy Mayor for Policing and Crime (DMPC) to approve the provision of policing services to external bodies where the contract value is £500,000 or above.

It is recommended that the Deputy Mayor for Policing and Crime to approve of the SPS Agreement with Hammerson.

**A. RECOMMENDATIONS - That**

1. **The Deputy Mayor for Policing and Crime to approve of the Special Police Services Agreement with Hammerson (Brent Cross) Limited.**

**B. SUPPORTING INFORMATION**

1. Hammerson (Brent Cross) Limited (Hammerson) has requested special police services (SPS) under Section 25 of the Police Act 1996 for the provision of SPS in relation to the policing of Brent Cross. The request for SPS is for three years from 25 November 2016 to 24 November 2019 to be provided by a dedicated police team of 3 Police Constables at an estimated total cost over the life of the contract of £575,019.
2. The role of the dedicated police team is to provide SPS on the land owned, leased or under the control of Hammerson with a view to reducing acquisitive crime and anti-social behaviour through the provision of highly visible, proactive reassurance uniform patrols within the footprint of Brent Cross.

**C. OTHER ORGANISATIONAL & COMMUNITY IMPLICATIONS**

**Equality and Diversity Impact**

1. Hammerson Limited, the parent company, has a published Equality Opportunities policy that states it is fully committed to equal opportunities and believes that having an inclusive culture and diverse workforce is good for its business. The policy reflects the company's commitment to objectively assess, recruit and reward based on merit.
2. There are no aspects from the Hammerson Limited Equality Opportunities policy which would cause the MOPAC any cause for concern in agreeing to provide the SPS that Hammerson (Brent Cross) Limited has requested.

3. Therefore there are no Equality and Diversity issues identified with this proposal.

### **Financial Implications**

1. The charges for SPS to Hammerson (Brent Cross) Limited in respect of Brent Cross is reflective of the full cost recovery of 3 Police Constables at £63,891 per Police Constable per annum, which includes overheads; a total annual cost of £191,673. The total cost of the 3 Police Constables over the three year agreement, would be at least £575,019 as the annual charge will be subject to pay inflation.

### **Value for Money**

1. Brent Cross has a retail floor area of over 83,000 square metres that is the venue for 120 stores located over 3 floors and parking for 8,000 vehicles. Brent Cross generates over £500m per annum in retail sales and would be considered a crowded space with an annual shopper footfall of c.13 million.
2. The objectives of the police team include:
  - to work in partnership with Hammerson in reducing crime and anti-social behaviour;
  - to supply high visibility uniform patrols of the Premises in support of Brent Cross uniform and plain clothes security.; and
  - to play a proactive role in supporting other local policing activity including deterring and disrupting terrorism activity through high visibility patrols and improved intelligence flow with Brent Cross Security and instigate initiatives with the Business and Security Community of Brent Cross to create an awareness of security issues specifically targeting terrorism, which is one of the Mayor's priorities within the draft policing plan.
3. The benefit to the MPS of the continued provision of the police team at Brent Cross is the ability of the team to work with Brent Cross's own security in making the Centre a far more difficult location for criminals to operate. The Team also has the ability to deal immediately with crime, mainly shoplifting and theft from unattended bags etc., committed at the centre.

### **Legal Implications**

1. There are no direct legal issues identified from the recommendations set out in this report.
2. The MPS may provide policing resources to Hammerson (Brent Cross) Limited under Section 25 of the Police Act 1996. Under that Act the Commissioner may, at the request of any person, provide SPS at any premises or in any locality in the police area for which the force is maintained, subject to payment to MOPAC on charges on such scale and on such terms as it may determine.
3. The report confirms the final terms have been subject to some negotiation and are deemed satisfactory.
4. The final decision rests with the DMPC as Section 4.8 of the MOPAC Scheme of Delegation and Consent requires the DMPC to approve the provision of policing services to external bodies where the contract value is £500,000 or above.

### **Consultation undertaken**

1. There has been consultation with the Borough Commander at Barnet Borough in the development of this report in addition to the standard requirements in regard to equality and diversity, DLS and the Finance Business Partner for TP.

**Risk (including Health and Safety) Implications**

1. If the dedicated police team was not present, there would be the potential for each of the crimes that currently the team is able to deal with immediately to generate a 999 call from the Centre. This would require a response from the normal core policing provided by Barnet BOCU which would divert core resources away from providing the core policing service to the residents and other businesses within the Borough.

**Environmental Implications**

1. No environmental implications have been identified.

**Report author:** Patrick Collins, Senior Commercial Manager, Third Party Contracts 781625

**Background papers:** Management of Liability in Special Police Service Agreements – Portfolio and Investment Board 26 July 2016 / Investment Advisory Board 22 September 2016.

