

REQUEST FOR DMPC DECISION – PCD 458**Title: Contract Award with the Civil Nuclear Constabulary****Executive Summary:**

The MPS is working to increase its armed capability across a number of armed role profiles to support the Government mandated National Firearms Uplift Programme by recruiting, training and deploying an increased number of armed officers. The paper seeks to outsource the basic Armed Firearms Officer (AFO) course, which is used by the protective security commands within Specialist Operations. This arrangement has been ongoing for the last few years and has proven successful.

Recommendation:

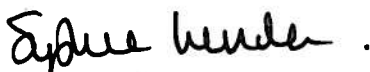
The Deputy Mayor for Policing and Crime is recommended to:

- Approve a training contract between MPS and the Civil Nuclear Constabulary (CNC), at a maximum cost of £1,996,000, funded from the CT annual grant fund for a 19-month period.

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** 10/09/2018

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

Decision required – supporting report

1. Introduction and background

- 1.1. There is a continuing need for the MPS to support the Government mandated National Firearms Uplift Programme by recruiting, training and deploying an increased number of armed officers.
- 1.2. The MPS are seeking to renew the current training contract with the Civil Nuclear Constabulary (CNC), to outsource a number of basic AFO courses places.

Issues for consideration

- 1.3. The contract with CNC provides a short-term solution. The MPS are developing a strategic outline case focused on developing a model to create capacity and improve ways of working between the armed commands.

2. Financial Comments

- 2.1. This will be funded from CT annual grant for a 19-month period. This is at a maximum cost £1.996m plus £0.278m for associated costs.

3. Legal Comments

- 3.1. The route to market is restricted to licensed UK police firearms training establishment and as such is exempt by from following the full OJEU public procurement regulations in accordance with Public Contract Regulations 2015 Regulation 32(2)(b)(ii), i.e. for technical reasons there is no competition because the MPS can only use other police forces to provide the services.
- 3.2. The Department for Legal Services (DLS) have been fully engaged and drafted the contracts for this requirement and have confirmed that the terms of the agreement are reasonable.

4. Equality Comments

- 4.1. The Strategy Diversity & Inclusion team has been consulted about this project and provided feedback which will be taken into account.

5. Background/supporting papers

- 5.1. 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 – YES

ORIGINATING OFFICER DECLARATION

	<i>Tick to confirm statement (✓)</i>
Head of Unit: The Chief Finance Officer 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

10/09/2018



MAYOR OF LONDON
OFFICE FOR POLICING AND CRIME

Outsourced Armed Firearms Officer (AFO) Provision

MOPAC Investment Advisory Board 30th August 2018

Report by Ross McKibbin on behalf of the Deputy Commissioner

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

EXECUTIVE SUMMARY

The MPS is working to increase its armed capability across a number of armed role profiles. The increase in Armed Response Vehicle (ARV) Officer training within the MPS has left limited capability to deliver the basic Armed Firearms Officer (AFO) course, which is used by the protective security commands within Specialist Operations. This is at a time when those commands are also required to uplift. It is therefore necessary to outsource these AFO courses to other police forces. This arrangement has been ongoing for the last few years and has proven successful. Currently Cheshire, Northumbria and The Civil Nuclear Constabularies provide this service, which the MPS pays for out of the CT Grant Fund. The CNC AFO Business Justification paper seeks to renew the contract with CNC who have been providing training for the MPS at facilities they rent from the national Rifle Association at Bisley in Surrey. The MPS' need for AFO courses is greater this year than at any point since outsourcing started. Unfortunately, there are no other forces able to provide training courses to the MPS and our existing suppliers are delivering at their maximum capability.

Recommendations

The Deputy Mayor for Policing and Crime, via the Investment Advisory Board (IAB), is asked to:

1. Approve a training contract between MPS and the Civil Nuclear Constabulary (CNC), at a maximum cost of £1,996,000, funded from the CT annual grant fund of £5,400,000 for a 19 month period.

Time sensitivity

A decision is required from the Deputy Mayor within 10 working days of IAMM. The current contract with CNC has been extended to allow for the time required for a decision on the new contract to be provided.

Introduction and background

The purpose of this report is to outline the MPS need to renew the current training contract with the Civil Nuclear Constabulary (CNC) and to outsource 228 basic AFO courses places for 19 months. This is at a maximum cost £1,996,000.00 plus £278,000.00 for accommodation, travel and subsistence costs, and to seek the Board's approval to proceed. The paper will outline the training requirement and associated organisational and operational risks that necessitate this request. The maximum cost takes into account the variation of costs that occurs throughout course delivery as a result of:

- The varying cost of the hire of certain ranges at Bisley. These ranges are rented by CNC from the National Rifle Association (NRA) the cost of which is passed onto the MPS;
- The use of the MPS and CNC instructional staff causes variances in the cost of the delivery.

Approval is required due to the proposed start date of future training and the expiration of the current contract relating to AFO training places provided to the MPS by the CNC which ended in June 2018.

Issues for consideration

The contract with CNC provides a short-term solution. Approval was given at PIB on 12th June 2018 to develop the Strategic Outline Case (SOC) for the 'Strengthening our Armed Policing Capability' Programme – the SOC will focus on the development of a Target Operating Model that could achieve a reduction in overall demand on Firearms training requirements, create capacity and improve ways of working between the armed commands. The overarching objective of the SOC will be to present the Board with a series of options that will address the long-term sustainability of the uplift and secure the long-term future of Firearms training.

There is a continuing need for the MPS to support the Government mandated National Firearms Uplift Programme by recruiting, training and deploying an increased number of armed officers.

The current inadequacy of the MPS firearms training estate capacity to train and maintain AFOs in numbers sufficient to meet agreed targets had resulted in the requirement to outsource AFO course places in order to meet demand.

The need to allow sufficient time for the MPS firearms training infrastructure to be developed to the size necessary in order to manage the increased number of armed personnel.

Contributes to the MOPAC Police & Crime Plan 2017-2021

An increase in armed officers

AFOs are a key policing capability, which supports the MPS' ability to combat violent crime and extremism. In this capacity they directly contribute to two of the three Mayoral priority areas keeping children and young people safe and standing together against hatred, intolerance and extremism. This project also directly contributes to the specific strategic policing objective of protecting London from terrorism.

Financial, Commercial and Procurement Comments

The Armed Uplift Team have contacted every other licensed UK police firearms training establishment (including Police Scotland and PSNI) and currently CNC, Cheshire and Northumbria are the only training providers identified who are able to deliver AFO training in numbers sufficient to significantly impact on the MPS requirement.

The route to market is restricted to licensed UK police firearms training establishment and as such is exempt by from following the full OJEU public procurement regulations in accordance with Public Contract Regulations 2015 Regulation 32(2)(b)(ii), i.e. for technical reasons there is no competition because the MPS can only use other police forces to provide the services.

The Department for Legal Services (DLS) have been fully engaged and drafted the contracts for this requirement and have confirmed that the terms of the agreement are reasonable.

Following feedback from training providers in Northumbria, Cheshire and CNC contracts have been designed to cover a two-year period (initially 19 months with CNC) ,with appropriate withdrawal mechanisms for all parties. This enables recruiting of instructors dedicated to MPS training that had proved impossible under a one year agreement. It also facilitates more effective workforce planning in host forces and greater security for the MPS.

Legal Comments

There are no additional legal considerations above or beyond any normal contractual obligations between two police forces.

Equality Comments

The Strategy Diversity & Inclusion team has been consulted about this project and provided feedback which will be taken into account.

Privacy Comments

There are no privacy issues connected to this project. This is a training project. The recording of training information will be carried out in accordance with current agreed systems.

Real Estate Implications

There are no impacts on MPS real-estate.

Environmental Implications

Wherever possible, the commercial relationships will be formed and nurtured with partnering and contracting organisations who share these values on responsible procurement. The Mayoral Policy and the MPS Environment Policy requirements will be embedded into supplier contracts.

Background/supporting papers

There are no supporting papers

Report author: T/Superintendent Ross McKibbin SCO19 Specialist Firearms Command.

Part 2 – This section refers to the details of the Part 2 business case which is NOT SUITABLE for MOPAC Publication.

The Government Security Classification marking for Part 2 is:
OFFICIAL-SENSITIVE [OPERATIONAL]

Part 2 of CNC AFO outsourcing Business Justification Paper is exempt from publication for the following reasons:

- The exact nature and capability of the MPS' armed officers together with the requirements of their training and how it is delivered, is highly sensitive information, which should not be available to the public.
- Availability of this information could compromise operational capability and is against the interests of national security (Article 2(2)(a) of the Elected Local Policing Bodies (Specified Information) Order 2011).

The decision to publish this paper should be reviewed in 12 months' and assessed against the criteria outlined above (against the interests of national security) prior to reaching a publication decision.