

DMPC Decision – PCD 1286

Title: Home Office Grant Funding - MPS Communications Data Account Manager (CDAM)

Executive Summary:

The role of Communications and Data Account Manager (CDAM) within the MPS is to work closely with the National Communication and Data Service of the Home Office in promoting the use of Communications Data for policing purposes within Law Enforcement Agencies and key stakeholders. This paper proposes the acceptance of HO grant funding to part fund for 2022/23 the Communications and Data Account Manager (CDAM) role up to £80,000. The MPS will cover the remaining costs of the role from within their existing budgets.

Recommendation:

The Deputy Mayor for Policing and Crime is recommended to:

1. Approve the receipt of £80,000 of grant funding from the Home Office for 50% of the staff costs of a MPS Superintendent plus associated costs, for the period 01/04/2022 to 31/03/2023
2. Noting that funding has been provided since 2015 and is expected to continue, as well as the monetary value concerned, delegate to the MPS Chief Finance Officer and Director of Commercial Services authority to accept the grant in future years.

Deputy Mayor for Policing and Crime

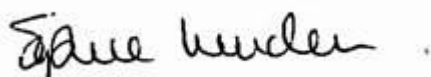
I confirm I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct. Any such interests are recorded below.

The above request has my approval.

Signature

Date

26/09/2022



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

1. Introduction and background

- 1.1. The Home Office have funded the CDAM role since 2015 as part of a wider grant funding arrangement for Communications Capabilities Development (CCD) Programme. The CDAM funding expired on 31 March 2022. The HO have now issued a new grant agreement for funding of the CDAM for 2022/23.

2. Issues for consideration

- 2.1. The role of Communications and Data Account Manager (CDAM) within the MPS is to work closely with the National Communication and Data Service (NCDS) of the Home Office in promoting the use of Communications Data for policing purposes within Law Enforcement Agencies and key stakeholders.
- 2.2. The Met have continued to operate this role on the basis of the above arrangements.

3. Financial Comments

- 3.1. The 2022/23 HO grant funding will meet half of the cost of this role and support, travel and subsistence costs up to a total of £80,000. The Met are meeting the remaining cost of the CDAM role from within their existing budgets.
- 3.2. There remains a risk that future annual HO grant funding may reduce or cease. Should the Home Office cease funding for the CDAM role in the MPS at the end of the funding period, staff would be redeployed within the MPS core establishment.

4. Legal Comments

- 4.1. The legal powers applicable to MOPAC acceptance of the Grant will be under Schedule 3, Paragraph 7 of the Police Reform and Social Responsibility Act 2011 which provides that,
 - 7(1) 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.
 - (2) That includes—
 - (a) entering into contracts and other agreements (whether legally binding or not);
- 4.2. Para 4.8 of the MOPAC Scheme of Consent and Delegation provides the DMPC with delegated powers to accept any offer of 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 assure that the acceptance of grant funding for the CDAM role does not require the use of personally identifiable data of members of the public, so there are no GDPR issues to be considered.

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. This is an extension of an existing service this work does not change any aspects relating to equality or diversity. The Met have identified no diversity or equality issues.

7. Background/supporting papers

- Appendix 1 HO Grant for the MPS Communications Data Account Manager Role 2022/23

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 (✓)

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.

✓

Drafting Officer

Alex Anderson has drafted this report in accordance with MOPAC procedures.

✓

Director/Head of Service:

The interim MOPAC Chief Finance Officer and Director of Corporate Services 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: 21/09/2022

Signed by MOPAC Chief Finance Officer, on behalf of Chief Executive Officer via delegated authority

HO Grant for the MPS Communications Data Account Manager Role 2022/23**MOPAC Investment Advisory & Monitoring meeting 07/09/2022****Report by DSU William Wright on behalf of the Chief of Corporate Services****Part 1 – This section of the report will be published by MOPAC. It is classified as OFFICIAL – PUBLIC*****EXECUTIVE SUMMARY***

The Metropolitan Police Service has been offered a grant from the Home Office, National Communications Data Service (NCDS) to part-fund the role of MPS Communication Data Account Manager (CDAM). The role of CDAM within the MPS is performed by a Superintendent. This funding supports 50% pay and support costs for the role. The remaining 50% will be met from MPS core funds within Met Operations, and replicates the existing arrangements with the Home Office NCDS from 2021/22. The Deputy Mayor for Policing and Crime is asked to approve this Grant from the HO for the period 01/04/2022 to 31/03/2023.

Recommendations

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

- 1. Approve the receipt of £80,000 of grant funding from the Home Office for 50% of the staff costs of a MPS Superintendent plus associated costs, for the period 01/04/2022 to 31/03/2023.**
- 2. Noting that funding has been provided since 2015 and is expected to continue, as well as the monetary value concerned, delegate to the MPS CFO and Director of Commercial Services authority to accept the grant in future years**

Time sensitivity

A decision is required from the Deputy Mayor by the 23/09/2022. The MPS has continued to support this function since the previous Grant Agreement expired on 31st March 2022 through the provision of a Detective Superintendent (DSU) on the basis of the agreed ongoing grant funding between the MPS and the Home Office.

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

- The role of Communications Data Account Manager (CDAM) within the MPS is to work closely with the National Communication and Data Service (NCDS) of the Home Office in promoting the use of Communications Data for policing purposes within Law Enforcement

Agencies and key stakeholders. The CDAM acts as a conduit between the NCDS and the regional Law Enforcement Agencies (LEA) and wider Public Authorities (PA). Their role is as follows:

- a. Maintain effective day-to-day communications between the CD LEA/PA Community and the NCDS.
 - b. Ensure NCDS strategic thinking aligns with the operational needs of the LEA and PA.
 - c. Raise issues and risks relating to communications data on behalf of the LEA/PO Community with the relevant Pods within NCDS.
 - d. Facilitate meetings and briefings between NCDS and their designated LEA/PA regions.
 - e. Ensure that CD opportunities are being maximised by the LEA or PA Community.
 - f. Assist NCDS in prioritising new CD capabilities for the LEA and PO Community.
2. The Home Office have funded the CDAM role since 23 February 2015. This funding has previously been formalised under a series of umbrella grant agreements between the Home Office and the Mayor's Office for Policing and Crime (MOPAC) for the Communications Capabilities Development (CCD) Programme, which were approved and signed by the MOPAC. The most recent grant agreement for the CCD programme expired on 31 March 2022 and the HO have now issued a new grant agreement for FY22/23.
3. The Home Office grant offer is £80,000 which provides 50% of the cost of a Detective Superintendent, based on pay, overheads and expenses.

Issues for consideration

4. Communications data is the who, where, when and how of a communication but not its content. It is a vital tool used to investigate crime, protect the public and safeguard national security. Law Enforcement relies on the use of communications data from both an intelligence and investigation perspective. Despite rapid changes in technology and the evolving nature of crime, communications data remains a critical tool. Its use results in significant improvements in the effectiveness and efficiency of policing activities particularly in disrupting OCNs, safeguarding and protecting vulnerable people and in reducing, disrupting and detecting crime. Collectively, these improvements in policing and law enforcement should lead to increases in public trust and confidence of the Police Service and of the Law Enforcement Agencies.
5. Communications data is a key tool used by the MPS to prevent and detect crime particularly for high priority areas such as violence against women and girls and violent crime as well as being regularly used in safeguarding the public in investigations such as high risk missing persons. The CDAM role is key to ensuring that the MPS is maximising CD opportunities throughout the MPS as well as assisting NCDS prioritise new CD services to be delivered to LEA. This will increase the effectiveness of service that the MPS can deliver to the people of London as well as provide a more effective policing responses to the individuals and groups causing the greatest amount of harm. These improvements will lead to an increase in the professionalism of the service that the MPS can provide across all of its business areas but especially in addressing key MPS priorities and MOPAC policing plan.

Contributes to the MOPAC Police & Crime Plan 2022-251

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

6. The use of Communications Data will lead to better outcomes in policing and law enforcement due to better intelligence, evidence and data sharing arrangements between police forces, the LEAs and the Home Office. This in turn will lead to an increase in confidence and trust in the service that the MPS provides to the people of London. The effective use of communications data across the key priorities in the MOPAC Police and Crime Plan 2022-2025: will assist with tackling exploitation in all forms, particularly against women and girls; provide better support and services to victims of crime by enhancing the police response; and reduce and prevent violent offending by improving the intelligence and evidence against those high harm offenders who engage in such activity.

Financial, Commercial and Procurement Comments

7. The eligible expenditure, i.e. 50% of the staff costs of a Superintendent plus associated costs for the role will be recovered from the HO under the Grant Agreement between HO and MOPAC.
8. The Home Office have confirmed that grant funding is available for the CDAM role for the year 01/04/2022 to 31/03/2023. The HO have already issued a Grant Agreement for this funding, which will be signed subject to DMPC approval.
9. The role of CDAM continues to be an integral part of the new National Communications Data and Legal Interception (CDLI) Partnership. The long-term discussions will explore the future role of the CDAM as the need for Communications Data develops across the UK.
10. The shortfall between the full cost of the Detective Superintendent and the £80,000 grant from the Home Office will be managed within the overall police pay budget. A summary of the breakdown of the grant funding of the **CDAM** is shown in the table below:-

Category	Amount(£)
Staff costs	£123,660
Support costs	£22,565
Travel and subsistence	£2,640
Total Cost	£148,865
Home Office Funding	£80,000
MPS core funds within Met Operations	£68,865

11. Should the Home Office cease funding for the CDAM role in the MPS at the end of the funding period, staff would be redeployed within the MPS core establishment and the corporate workforce plan would be adjusted accordingly.
12. Communications data (CD) is a vital tool, which Law Enforcement relies from both an intelligence and investigation perspective. It is used by the MPS, and wider LEA's to investigate crime and protect the public. The use of Communications data will contribute to the London Anchor Institutions' Charter by tackling crime to make communities safer environments, allowing them to heal and grow after the impact of Covid 19. It will also contribute significantly to the safeguarding of young people, thereby allowing them to maximise post Covid-19 opportunities.

Legal Comments

13. MOPAC approval is sought pursuant to Paragraph 4.8 of the MOPAC Scheme of Consent and Delegation which provides the DMPC with delegated powers to approve all offers made of grant funding.

14. The legal powers applicable to MOPAC acceptance of the Grant will be under Schedule 3, Paragraph 7 of the Police Reform and Social Responsibility Act 2011 which provides that,

7(1) 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.

(2) That includes—

(a) entering into contracts and other agreements (whether legally binding or not);

15. MOPAC has an obligation to publish a grant agreement pursuant to Schedule 1, Paragraph 3(g) of the Elected Local Policing Bodies (Specified Information) (Amendment) Order 2012

Equality Comments

16. As this is an extension of an existing service this work does not change any aspects relating to equality or diversity. No diversity or equality issues have been raised by previous CDAMs.

Privacy Comments

17. 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.

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.

The Information Assurance and Information Rights units within MPS will be consulted at all stages to ensure the CDAM role meets its compliance requirements.

18. The CDAM role does not require the use of personally identifiable data of members of the public, so there are no GDPR issues to be considered.

Real Estate Implications

19. The CDAM role will be housed within MO2 (Met Intel) and the CDAM will be able to use office space allocated to M02 SLT. Therefore there are no real estate implications

Environmental Implications

20. There are no environmental implications involved with the CDAM role and therefore there will be no impact on the environment.

Background/supporting papers

21. There are no background/supporting papers.

Report author: William Wright, Detective Superintendent, MO2 Met Intelligence