

REQUEST FOR DMPC DECISION – PCD 92

Title: Disposal of Water Cannon

Executive Summary:

The Deputy Mayor for Policing and Crime is asked to approve marketing for sale of the MPS's three water cannon, in line with the Mayor's manifesto.

Recommendation:

That the DMPC approves the marketing for sale of the MPS's three water cannon.

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

Eyobu Wenden

Date

15/11/2016

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

Decision required – supporting report

1. Introduction and background

- 1.1. In June 2014, the then Deputy Mayor for Policing and Crime signed a decision for the Metropolitan Police Service (MPS) to purchase three existing water cannon from the German Federal Police, totalling a full cost of £218,000 including purchase, transportation and refurbishment.
- 1.2. In July 2015 the Home Secretary refused to grant a license for use of water cannon in England and Wales.
- 1.3. In line with the Mayor of London's manifesto pledge, approval is now sought to dispose of the three water cannon.

2. Issues for consideration

- 2.1. In accordance with the current MOPAC Scheme of Consent and Delegation the Deputy Mayor for Policing and Crime (DMPC) is requested to approve the disposal of the three water cannon.
- 2.2. The original purchase of the water cannons was premised on the fact that any resale would have to be undertaken with agreement from the German Federal Police in order to protect operational capabilities. They have set the following contractual criteria for any intended resale by the MPS:
 - 2.2.1. Any resale would only be supported in the following two areas:
 - Police organisations in member states of the European Union
 - Civil Protection organisations in member states of the European Union (the Federal Police routinely dispose of their obsolete water cannon to the fire service who use them as mobile tankers once the turrets have been removed)
 - 2.2.2. Any sale to private enterprises would not be supported and in any event the Federal Police would expect final sign off and agreement as to the eventual purchaser. Also
 - There is to be no advertising on any public forum i.e. internet sites open to the public
 - The sale cannot be at auction or in any public arena
- 2.3. MPS Fleet services, in conjunction with MOD DSA (the Ministry of Defence Disposal Service Authority), identified a vetted contractor to handle the sale. The German Federal Police have indicated that this route to market suits their requirements.

3. Financial Comments

- 3.1. Any receipts arising from the disposal of these assets are intended to be used on youth projects aimed at decreasing gang crime.

4. Legal Comments

- 4.1. MOPAC has the power to dispose of surplus properties (including land) under paragraph 7 (2) (b) of Schedule 3 of the Police Reform and Social Responsibility Act 2011 ("the Act").

4.2. This report confirms the property is surplus to operational requirements. Further, that the capital receipts from the property disposal will assist MOPAC in securing the maintenance of the Metropolitan Police Service, and ensure that it is efficient and effective, as required under section 3(6) of the Act.

4.3. The MPS will remain the legal owner of the vehicles whilst in possession of the contractor

5. Equality Comments

5.1. There are no direct equality implications arising from the disposal of the water cannons

6. Background/supporting papers

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: ongoing negotiation on SLA with partners

Until what date: n/a

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 Head of Strategy and Corporate Planning 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**

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 *11/11/16*