

21 December 2012

I write following your FOI request dated 22. 11 .12 in which you request;

Sent: 22 November 2012 00:28

Subject: RE: FOI request

I'd like to request the information held on the appointment of Ed Chicken.

This should include the legal basis for the appointment with details of any equality of opportunity legislation/policy/procedures that relates to such appointments and, if applicable, the information that demonstrates they were followed.

It should also include the length of contract, the salary, who is paying the salary, when the decision was made and any other recorded information on the decision-making process leading up to the appointment.

This request has been handled under the Freedom of Information Act 2000.

I can confirm that the Office of the Police and Crime Commissioner for Cleveland do hold this information.

Regarding your request I can now inform you that I have completed my enquiries and that my reply on behalf of the Office of the Police and Crime Commissioner for Cleveland is as follows.

The legal basis for the appointment of a Chief Executive can be found in Schedule 1 (the Schedule) to the Police Reform and Social Responsibility Act 2011.

Paragraph 6 of Schedule requires the Police and Crime Commissioner (the Commissioner) to **appoint** [my emphasis] a person to be the head of the Commissioner's staff.

Paragraph 6(2) of the Schedule provides that the procedure for the appointment of the Chief Executive must comply with Paragraph 9 – 12 of the Schedule.

Paragraph 9 requires the Commissioner to provide the Police and Crime Panel (the Panel) with the following information:

- The name of the candidate
- The criteria used to assess the suitability of the candidate
- Why the candidate satisfied that criteria
- The terms and conditions of the appointment

Paragraph 10 of the Schedule requires the Panel on receipt of the information to review the appointment and make a report to the Commissioner on the proposed appointment which should include a recommendation as to whether the candidate should be appointed and publish its report within 3 weeks.

Paragraph 11 of the Schedule requires the panel to hold a confirmation meeting.

Paragraph 12 empowers the Commissioner to accept or reject the Panel's recommendation.

The Commissioner has complied with all the legal requirements with regard to the appointment of his Chief Executive.

In relation to the additional information that has been requested, the appointment of the Chief Executive is by way of a secondment from Middlesbrough Council.

His salary will be paid for from the Police Fund as is the case in respect of all Officers of the Commissioner's staff.

I consider that your request for information has now been answered in full.

I can confirm that the Office of the Police and Crime Commissioner for Cleveland has a complaints procedure.

If you are unhappy with the way your request for information has been handled, you can request a review by writing to:

Chief of Staff
Office of the Police and Crime Commissioner for Cleveland
Police Headquarters
Ladgate Lane
Middlesbrough
TS8 9EH

or you can follow the complaints procedure found on our website at:
www.cleveland.pcc.police.uk

If you remain dissatisfied with the handling of your request or complaint, you have a right to appeal to the Information Commissioner at:

The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Telephone: 08456 30 60 60 or 01625 54 57 45 Website: www.ico.gov.uk

There is no charge for making an appeal.

John Bage
Office of the Police and Crime Commissioner for Cleveland