



THE POLICE & CRIME COMMISSIONER FOR CLEVELAND

DECISION RECORD FORM

REQUEST: That the PCC formally records his determination of the arrangements to be made in consequence of the notice of retirement of Chief Constable Iain Spittal.

Title: (i) Retirement of Chief Constable Iain Spittal
(ii) Office-holding arrangements

Executive Summary: Chief Constable Iain Spittal has given notice of his intention to retire from the police service and requested the Police & Crime Commissioner's approval to serve a period of notice such that Mr Spittal's last day of service is 31 December 2017.

The Police & Crime Commissioner with effect from 10 October 2017 approves this request and consents for all purposes to the Chief Constable's retirement on 31 December 2017. Taking account of annual leave entitlements, Chief Constable Spittal will be absent with effect from 16 December 2017.

The Police & Crime Commissioner is publishing separate communications but formally records in this Decision Notice his appreciation for Chief Constable Spittal's police service overall and for his leadership of Cleveland Police throughout his tenure.

By virtue of s41 Police Reform & Social Responsibility Act 2011, the role of Acting Chief Constable is adopted by the Deputy Chief Constable in the event of either an absence from or a vacancy in the substantive office of Chief Constable. In line with precedent the Police & Crime Commissioner is invited to determine that:

- with the approval of the Police & Crime Commissioner and by operation of law, during the absence and any subsequent period of vacancy in the office of Chief Constable, Deputy Chief Constable Simon Nickless will assume the role of Acting Chief Constable.
- these arrangements will commence at 00:01 on 16 December 2017 for so long as either the absence or any period of vacancy subsists.

The Police & Crime Commissioner further records in this Decision Notice that on 15 October 2017 the Chief Constable has consulted with him in relation to the designation of an Assistant Chief Constable under s41(6) and that the Chief Constable has designated Assistant Chief Constable Adrian Roberts. This means that Assistant Chief Constable Roberts will by operation of law exercise the functions of Chief Constable during any period when the Deputy Chief Constable is unable to do so.

Decision: (i) To formally record approval and consent of the Police & Crime Commissioner for the retirement of Chief Constable Iain Spittal.

(ii) To approve the arrangements for the performance of the powers and duties of Chief Constable during periods of absence and any period of vacancy.

OPCC Lead Officer: Jenny Yates

Contractor Details (if applicable):

Implications:

Has consideration been taken of the following:	Yes	No	
Financial	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Legal	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Equality & Diversity	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Human Rights	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Sustainability	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Risk	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

(If yes please provide further details below)

Decision Required – Supporting Information

Financial Implications: (Must include comments of the PCC's Chief Finance Officer where the decision has financial implications)

There are no unexpected financial implications that result from the retirement of Chief Constable Spittal. He has served for over 30 years, his pension arrangements will therefore be paid in line with the applicable regulations and there is therefore no requirement for any additional payments to be made by the PCC.

Legal Implications: (Must include comments of the Monitoring Officer where the decision has legal implication)

Legal advice has been provided to the Police & Crime Commissioner in relation to the legal and regulatory formalities required of him in respect of the retirement of Chief Constable Spittal and in respect of the arrangements provided for at law in respect of the performance of the powers and duties of the Chief Constable during absence and vacancy.

Equality and Diversity Implications

None arise.

Human Rights Implications

None arise.

Sustainability Implications

None arise.

Risk Management Implications

None arise.

OFFICER APPROVAL

Monitoring Officer

I have been consulted about the decision and confirm that financial, legal, and equalities advice has been taken into account. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner.

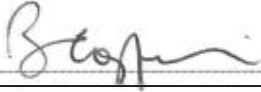


Signed _____

Date 20 October 2017

Police and Crime Commissioner:

The above request HAS my approval.



Signed _____

Date 20/10/17