

## SCHEDULES

### SCHEDULE 12

Section 61

#### PLANNING AND REPORTS ABOUT CONSTABULARY

##### PART 1

##### PLANNING

###### *Determination of annual objectives for Constabulary*

- 1 (1) Before the beginning of each financial year, the Police Authority must determine objectives for policing by the Constabulary during that year.
- (2) The objectives must—
  - (a) incorporate every objective relating to policing imposed by directions under paragraph 1 of Schedule 13; and
  - (b) otherwise be consistent with the directions given by the Secretary of State to the Police Authority under this Chapter.
- (3) In determining the objectives, the Police Authority must have regard to—
  - (a) the National Policing Plan for that year prepared by the Secretary of State under section 36A of the Police Act 1996 (c. 16); and
  - (b) the objectives (if any) determined for that year by the Secretary of State under section 37 of the Police Act 1996 (objectives for police authorities).
- (4) Before determining the objectives, the Police Authority must consult the chief constable.

###### *Annual policing plan*

- 2 (1) Before the beginning of each financial year, the Police Authority must issue a plan setting out the proposed arrangements for policing by the Constabulary during the year (the “annual policing plan”).
- (2) The annual policing plan must include a statement of—
  - (a) the objectives determined for the year under paragraph 1;
  - (b) the Police Authority’s priorities for the year;
  - (c) the performance targets set by the Police Authority for the year; and
  - (d) the financial resources expected to be available and the proposed allocation of those resources.
- (3) The annual policing plan for a financial year must be consistent with the three-year strategy plan most recently issued or proposed to be issued under paragraph 3 for a period that includes that financial year.

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*Status: This is the original version (as it was originally enacted).*

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- (4) Before an annual policing plan for a financial year is issued, a draft of a plan for that year must have been—
  - (a) prepared by the chief constable; and
  - (b) submitted by him to the Police Authority for its consideration.
- (5) Before the Police Authority issues an annual policing plan which differs from the draft submitted by the chief constable, it must consult him.
- (6) The Police Authority must—
  - (a) arrange for every annual policing plan to be published in such manner as appears to it to be appropriate; and
  - (b) send a copy of every annual policing plan to the Secretary of State.

*Three-year strategy plan*

- 3 (1) Before the beginning of each financial year, the Police Authority must issue a plan setting out the Police Authority’s medium and long term strategies for policing by the Constabulary during the three year period beginning with that year (the “three-year strategy plan”).
- (2) Before a three year strategy plan for any period is issued, a draft of a plan for that period must have been—
  - (a) prepared by the chief constable; and
  - (b) submitted by him to the Police Authority for its consideration.
- (3) Before the Police Authority issues a three-year strategy plan which differs from the draft submitted by the chief constable, it must consult him.
- (4) The Police Authority must—
  - (a) arrange for every three-year strategy plan to be published in such manner as appears to it to be appropriate; and
  - (b) send a copy of every three-year strategy plan to the Secretary of State.
- (5) The reference in sub-paragraph (1) to a three year period is a reference to a period of three successive financial years.

*Initial objectives and plans*

- 4 The first objectives that are required to be determined under paragraph 1, and the first plans or draft plans to be issued or prepared under paragraphs 2 and 3, must be determined, issued or prepared as if the references in this Part of this Schedule to a financial year were references to such period ending—
  - (a) not more than two years after the commencement of this Part of this Schedule, and
  - (b) with a 31st March,
 as may be notified to the Police Authority by the Secretary of State.

## PART 2

### REPORTS

#### *Annual report by chief constable*

- 5 The chief constable must, as soon as possible after the end of each reporting year—
- (a) submit to the Police Authority a report on the policing carried out by the Constabulary during that year; and
  - (b) arrange for the report to be published in such manner as appears to him to be appropriate.

#### *Power of Police Authority to require reports*

- 6 (1) Whenever he is required to do so by the Police Authority, the chief constable must submit to it a report—
- (a) on such matters connected with policing by the Constabulary, and
  - (b) in such form,
- as it may specify.
- (2) The Police Authority may—
- (a) arrange for a report submitted to it under this paragraph to be published in such manner as appears to it to be appropriate; or
  - (b) require the chief constable to arrange for it to be published in that manner.
- (3) If it appears to the chief constable that a report required from him under this paragraph would contain—
- (a) information which, in the public interest, ought not to be disclosed, or
  - (b) information which is not needed by the Police Authority for the carrying out of its functions,
- he may request the Police Authority to refer its requirement for a report to the Secretary of State.
- (4) Where a request is made under sub-paragraph (3), the requirement for the report has effect only to the extent that it is confirmed by the Secretary of State.

#### *Annual report by Police Authority*

- 7 (1) As soon as possible after the end of each reporting year, the Police Authority must issue a report relating to the policing carried out by the Constabulary during that year (an “annual report”).
- (2) The annual report must include an assessment of the extent to which, during that year, proposals have been implemented and things have been done in accordance with—
- (a) the three-year strategy plan most recently issued for a period in which that year ends; and
  - (b) the annual policing plan issued—
    - (i) in the case of the first annual report, for every financial year the whole or a part of which is included in the reporting year; and
    - (ii) in any other case, for the financial year that coincides with the reporting year.

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- (3) The Police Authority must send a copy of each annual report to the Secretary of State.
- (4) Where the Secretary of State receives a copy of the Police Authority's annual report for any year, he must—
  - (a) lay it before Parliament; and
  - (b) arrange for it to be published in such manner as appears to him to be appropriate.

*Power of Secretary of State to require reports*

- 8 (1) The Secretary of State may at any time require the Police Authority to submit to him a report on such matters connected with—
  - (a) the carrying out of its functions, or
  - (b) policing by the Constabulary,
 as he may specify.
- (2) The Secretary of State may at any time require the chief constable to submit to him a report on such matters connected with policing by the Constabulary as the Secretary of State may specify.
- (3) If the Secretary of State specifies a particular form for a report under this paragraph, the report must be submitted in that form.
- (4) Where a report is submitted to the Secretary of State under this paragraph, he may—
  - (a) arrange for it to be published in such manner as appears to him to be appropriate; or
  - (b) require the person submitting the report to arrange for it to be published in that manner.

*Meaning of “reporting year”*

- 9 (1) In this Part of this Schedule “reporting year”, in relation to the Police Authority or the chief constable, means—
  - (a) the initial reporting year; or
  - (b) a financial year after the end of the initial reporting year.
- (2) In this paragraph “the initial reporting year” means—
  - (a) where the Police Authority is established at the beginning of a financial year, that financial year; and
  - (b) in any other case, the period which begins with the day on which the Police Authority is established and ends—
    - (i) if no direction is given under sub-paragraph (ii), with 31st March in the financial year current on that day; and
    - (ii) if the Secretary of State so directs, with 31st March at the end of the following financial year.