



Scottish Police Federation  
5 Woodside Place Glasgow G3 7QF

**Joint Central Committee  
Conduct Subject Committee**

Ref: CS/DJK/LS

**MINUTES**

10 October 2017

**1. Attendance**

North Area Committee	John Crawford (by VC)
North Area Committee	Sandy Smart (by VC)
North Area Committee	David Threadgold (by VC)
East Area Committee	Heather MacDonald
East Area Committee	Steven Herd
East Area Committee	Graham Ross
West Area Committee	Fiona Morris
West Area Committee	Lorna Hogarth
West Area Committee	Phil Maguire
Deputy General Secretary	David Kennedy (meeting Chairman)
Assistant to the General Secretary (Conduct)	Amanda Givan
Business Administrator	Lesley Stevenson

Apologies were received from Gary Mitchell, Stuart Finnie and Scott Meechan who were replaced by Fiona Morris, Phil Maguire and Graham Ross respectively.

The Chairman opened the meeting by welcoming everyone to the Conduct Subject Committee meeting and invited everyone to take an active part.

**2. Minutes of Previous Meeting**

The Minute of the previous meeting had been circulated with JCC Circular 37 of 2017 and was noted.

**3. Legal Assistance**

It was noted that since the last meeting, there had been 15 off duty criminal applications for legal advice and assistance and eight on duty criminal applications for legal advice and assistance. There was also a further two applications for legal advice in respect of misconduct matters.

It was noted that the number of criminal cases currently being monitored by the Area Conduct lead was 27 on duty and 25 off duty in the West, 19 on duty and 17 off duty in the North, and 12 on duty and 16 off duty in the East.

It was further noted that there were currently 14 officers suspended from duty throughout the force; two in the East area, five in the West Area and seven in the North Area.

The Committee discussed suspended officers and it was noted that the process for reviewing the suspensions was currently being addressed by Police Scotland.

#### **4. Complaints against the Police**

The AGS(C) said that figures obtained from the Front Line Resolution Hub indicated that from April 2017, 51% of complaints received were being resolved at this stage. This was welcomed by the Committee. She asked the Committee if they required any further information in respect of complaints and they agreed it would be beneficial to have the figures provided split into areas. The AGS(C) said she would seek to obtain these and circulate them when received.

#### **5. Conduct**

It was noted that there were currently 30 on duty and 13 off duty conduct matters being monitored by the Conduct lead in the West, eight on duty and 11 off duty conduct matters being monitored in the North, and 10 on duty and two off duty matters being monitored in the East.

The Committee discussed disposals in particular at Gross misconduct hearings and it was noted that DCC Rose Fitzpatrick would be responsible for conduct matters for the foreseeable future.

Issues were raised relative to representatives being able to view evidence or lack thereof prior to subject officers making statements or declarations and it was agreed that this matter would be progressed by the AGS(C).

#### **6. Performance**

It was noted that since the last meeting, performance regulations had been used for an officer in the North Area.

#### **7. Police Appeals Tribunal**

There were no current live tribunals.

#### **8. Police Investigations and Review Commissioner (PIRC)**

It was reported that the AGS(C) had recently written to PIRC seeking to arrange a meeting to discuss ongoing matters. A reply was awaited.

Lorna Hogarth suggested that PIRC attend the next SPF Conference to provide an input into their roles and responsibilities. This was welcomed by the Committee.

## **9. Vetting**

There had been no meetings. It was agreed that this matter could be removed from future agendas.

## **10. Anti-Corruption Unit Re-Integration Reference Group**

There had been no meetings. It was agreed that this matter could be removed from future agendas.

## **11. Competent Business**

The AGS(C) reported that DCC Rose Fitzpatrick would be the lead on all matters relating to misconduct from this week forward. This was noted by the Committee.

The AGS(C) raised the matter of attendance at meetings and said that if members of the Committee were unable to attend, it was their responsibility to submit their apologies and arrange a suitable replacement.

She also stated that when SPF representatives were acting on behalf of a member at misconduct meetings and hearings, all paperwork relative to this must be reviewed by her prior to being submitted. She asked that all matters relating to Gross misconduct were reported to her via the update forms and email addresses previously supplied.

It was noted that a redacted central register would be available in reference to pleas in mitigation. This was welcomed by the Committee.

The Deputy General Secretary raised the issue surrounding the statement read out to officers prior to being interviewed under Regulation 12 of the 2014 Misconduct Regulations. It was clear that the statement used was not the version agreed by the SPF. Further work is ongoing in conjunction with PSD regarding this matter.

## **11. Closure**

Date of next meeting: TBC

The Chairman thanked everyone for their contribution and wished everyone a safe journey home.