

Executive Board cover sheet

NB this proforma has been used on this occasion for a decision to be taken outside of Executive Board and reported to the next scheduled meeting.

Business Case Owner	PFCC
Subject	Chief Constable Vacancy - Options
Which part of the Police and Crime or Fire and Rescue plan does this relate to?	Police & Crime Plan – All Police Elements
Executive summary (what is it that you are asking for?)	<ol style="list-style-type: none"> 1. For the PFCC to consider <ol style="list-style-type: none"> i. the factual background ii. the legal powers and duties available to the PFCC iii. each of the options set out in the attached report iv. the professional advice of the statutory officers v. the professional advice of the local/national stakeholders consulted by the Commissioner vi. the internal stakeholder advice offered to the Commissioner vii. the recommendation set out in the attached report 2. For the PFCC to determine when and how to appoint to the role of Chief Constable of North Yorkshire Police. 3. For the PFCC to give strategic direction at her discretion about any consequential matters arising.
Rationale (why are you asking)	A vacancy will arise in the office of Chief Constable after the retirement of Chief Constable Lisa Winward on 31 March 2024. It is anticipated that accrued annual leave and TOIL will result in a period of absence prior to 31

	<p>March 2024 but that has yet to be calculated and approved.</p> <p>As a matter of law, it is up to the PFCC to determine when and in what way to make temporary (i.e. acting or interim) or permanent (i.e. fixed term) arrangements for the performance of the role of Chief Constable.</p> <p>The law makes provision for the role of Chief Constable to be covered in the event of temporary absence, vacancy in the role or incapacitation of the office holder.</p> <p>The law also provides for the PFCC to be responsible for appointment to the role in accordance with the law, professional advice and sector best practice.</p> <p>The Monitoring Officer is responsible for ensuring that an appointment is made in accordance with the law.</p>
<p>What is the financial impact?</p> <ul style="list-style-type: none"> • Has funding been allocated already (is it in the pipeline?) 	<p>The aggregate financial implications are dependent upon the option chosen by the PFCC.</p> <p>However, funding for meeting the remuneration and on-costs of the Chief Constable are built in to the police budget.</p>
<p>What impact will it have if you;</p> <ul style="list-style-type: none"> • Do this? • Don't do it? 	<ul style="list-style-type: none"> • In the event of no decision being made, the legal provisions governing absence and vacancy provide for acting Chief Constable arrangements to occur by operation of law. Consequential acting arrangements for backfill would also follow. • The impact of each option is set out in the attached report.
<p>Decision notice required?</p>	<p>Yes</p>
<p>Decision notice completed?</p>	<p>Yes</p>
<p>Form completed by?</p>	<p>Simon Dennis Chief Executive & Monitoring Officer</p>

Approved? (Date)	3 October 2023