

Devon and Cornwall Police Authority

12 February 2010

Open for the purposes of FOIA

Report of the Chief Executive

Forfeiture of Police Pensions

Recommendations:

- i. To adopt the Policy, at *Appendix A*, for dealing with Police Pension Forfeiture cases under Police Pensions Regulations 1987.

Introduction

1. Under the Police Pensions Regulations 1987, in cases where a police officer has been convicted of a specified criminal offence connected with his or her police service, police authorities are required to consider whether action should be taken to forfeit a proportion of the officer's police pension.
2. These cases are rare however the Authority needs to agree a procedure for dealing with such cases.
3. In 2002, the APA produced guidance (*see Appendix B*) for dealing with such cases. This draws on best practice and is supported by the Police Conduct and Complaints Unit of the Home Office. It is not intended to be prescriptive but is intended to assist police authorities and is to be used in conjunction with Home Office Circular 26/2006 (*Appendix C*) which deals with the action to be taken.
4. *Appendix A* to this report, sets out a draft Policy for dealing with police pension forfeiture cases. This Policy has been prepared in consultation with the Force's Legal Services Department.
5. The policy proposes that the Police Pensions Regulations Sub-Committee (formerly Regulation A20 Sub-Committee) is granted the delegated authority to consider police pension forfeitures on behalf of the Police Authority.

Enclosures

Appendix A – Draft Police Authority Police Pension Forfeiture Policy

Appendix B - APA Guidance

Appendix C - Home Office Circular 26/2006

Contact for further information

Sue Howl

Chief Executive

(01392) 268310

susan.howl@devonandcornwall.pnn.police.uk

report prepared 2 February 2010