

EAST MIDLANDS POLICE AUTHORITIES JOINT COMMITTEE (“EMPAJC”)

Heads of Agreement

1. Parties

Derbyshire Police Authority, Leicestershire Police Authority, Lincolnshire Police Authority, Northamptonshire Police Authority and Nottinghamshire Police Authority.

2. Name

East Midlands Police Authorities Joint Committee (EMPAJC).

3. Status

A Joint Committee of Police Authorities under the provision of sections 101 and 102 of the Local Government Act 1972. The members remain answerable to their appointing Authority for the delivery of the Joint Committee’s functions.

4. Membership

The EMPAJC shall comprise two members of each constituent Police Authority. A substitute member may be appointed for the purpose of a meeting if the substantive member cannot attend.

5. Servicing Authority and Officer Support

The EMPAJC will be supported and advised by the Chief Executive and Secretariat of one of the Police Authorities. The duty shall be rotated at the start of the EMPAJC Annual General Meeting. The same Authority shall not provide both the Chairman and Secretariat support at once. The Chief Executives and Treasurers of each Police Authority shall be entitled to attend all the meetings and access all the papers and documentation considered or produced by the EMPAJC.

6. Meetings

The Annual General Meeting of EMPAJC shall take place in April, May or June each year. Meetings will be agreed for the year at the EMPAJC AGM. Additional meetings may be called by the Servicing Authority’s Chief Executive in consultation with EMPAJC Chairman. Similarly, arrangements for existing meetings may be altered in that manner. EMPAJC members shall keep their police authority apprised of its work so as to ensure that the EMPAJC members are mandated to exercise their delegated powers on any given issue. In addition, EMPAJC shall make arrangements to hold, at least annually, a discussion with all members of all party authorities on future developments.

7. Chairman

The Chairman for the period up to the first AGM shall be chosen at the Inaugural meeting of the EMPAJC. The Chairman for the ensuing year will be fixed at each AGM of EMPAJC.

8. Quorum

The quorum of EMPAJC shall be at least one member of four party authorities.

9. Voting

It is expected that agreement on most matters will be reached by way of consensus.

In respect of the following matters each Authority will be entitled to exercise one vote, and the motion will only be carried if all participating authorities are in agreement:

- (i) the approval of any agreement between any party authorities under section 23A of the Police Act 1996 as amended, and any variation or amendment thereto;
- (ii) the approval of any agreement between Chief Constables under Section 23 of the Police Act 1996, as amended, and any variation or amendment thereto; and
- (iii) the approval of any budget for the provision of services under such agreement and any virement.

In respect of all other matters, voting will be on the basis of one member one vote, and decided on the basis of a simple majority of members present and voting at the meeting.

10. Standing Orders

EMPAJC will agree the procedural standing orders it will adopt, including arrangements for chairing and voting processes within the Committee. EMPAJC will have the delegations necessary to make decisions of behalf of the appointing Police Authorities.

11. Formal Delegations and Terms of References

The Terms of Reference of EMPAJC are to consider collaboration on policing matters within the East Midlands' region and undertake scrutiny of the East Midlands Special Operations Unit.

Each party authority hereby agrees that EMPAJC has delegated powers to exercise the powers and duties of a Police Authority, within those terms of reference, either by means of an agreement under Section 23A of the Police Act 1996 as amended, by approving an agreement under section 23, or otherwise.

12. Finance

EMPAJC will not hold a separate budget for its own activities.

13. Links to Chief Constables

Each Chief Constable will be entitled to attend all meetings of EMPAJC, address it on issues and access all papers and documentation considered or produced by it.

14. Withdrawal

A party authority may withdraw from EMPAJC by serving at least one month's notice to the Chief Executive of the Servicing Authority.

15. Winding Up

Withdrawal by one Police Authority will not necessarily result in the winding up of EMPAJC, as the remaining party authorities will have the option to continue at their discretion.

[agreed by EMPAJC minute XX/10 of 17 June 2010]