

Police and Crime Commissioner for Surrey – Decision Making Record

Title: Forfeiture of Pension – Preliminary Decision
Decision number: 016/2013
Author and Job Role: Alison Bolton, Chief Executive
Protective Marking: Part One

Background

The Police Pension Regulations 1987 as amended by the Police Pensions (Amendment) Regulations 2011, allow a Police and Crime Commissioner, as the 'pension supervising authority', to determine forfeiture of a police officer's pension in the certain circumstances. A Commissioner may consider forfeiture where an officer has committed an offence of treason, one or more offences under the Official Secrets Act (if he or she is sentenced to at least 10 years imprisonment) or in those cases where an offence has been committed in connection with a person's police service which is certified by the Home Secretary as particularly serious.

On 12th March 2013, the Commissioner received a request to make a preliminary decision on whether to apply for a certificate of forfeiture in the case of former PC Alan Tierney. The circumstances of Mr Tierney's conduct were set out. In the case of Mr Tierney, the Commissioner is of the view that his offence meets necessary criteria and is sufficiently serious so as to lead to serious loss of public confidence in the police service.

Recommendation

That a preliminary decision is made to apply for forfeiture of pension in the case of former PC Alan Tierney.

Police and Crime Commissioner Approval

I approve the recommendation(s):

Signature:



Date: 15th March 2013

Areas of consideration

Consultation

A comprehensive report has been submitted by the Force's Professional Standards Department. The Force solicitor has reviewed the Commissioner's Forfeiture Policy.

Financial implications

None arising at this stage.

Risks

As detailed in the report.

Equality and diversity and Human Rights

No issues arising.