



<b>Meeting Title:</b> External Stop & Search and Use of Force Scrutiny Panel	
<b>Open or Closed:</b>	Open
<b>Date:</b> 21.01.2021	<b>Start Time:</b> 18:00 hrs
<b>Close Time:</b> 19.48 hrs.	
<b>Chair:</b> Mark Cunningham (MC)	
<b>Attendees:</b>	<p><b>Police Attendees:</b></p> <p>Chief Supt Clive Davies, Surrey Police (CD)  Supt Chris Colley (CC)  Julie Homewood (JH) New Foundation Manager  PC Laurence Ralph (LR) Foundation Trainer  Richard Stothard (RS) Service Delivery Lead  Emma Newton (EM) Staff Officer</p> <p>Minute taker, Sandie Devereux (SD)</p> <p><b>Panel Members Attendees:</b></p> <p>James Miller (JM)  Sarah Gosling (SG)  Anita Ho (AH)  Ellie Moody (EM)  Lydia Smith (LS)  Hailee Jingree (HJ)</p>
<b>cc of Minutes</b>	
<b>Absences and Apologies</b>	Swornima Karmacharya
<b>1.</b>	<p><b><u>Introductions</u></b></p> <p>MC opened the meeting and stated that he was pleased that so many were able to join. Due to the Covid restrictions</p>



2.	<p>this meeting was being held over Microsoft Teams and therefore due to sensitivity and confidentiality on this occasion it would be unable for the panel to review actual Body Worn Video footage.</p> <p>MC suggested that it would be a good idea if all attendees facilitated introductions of themselves individually.</p> <p>All attendees introduced themselves stating their names / occupations / role</p> <p>The attendees were informed that panel member Amraze had resigned from the panel due to a change of location within the UK.</p> <p><b><u>Actions from previous meeting</u></b></p> <p><b>Action: 2</b> Ongoing and carried forward Carried Forward to next meeting.</p> <p><b>Action: 3</b> RS to send AB dates when training could be conducted for her to send invites to those who have not yet completed their training. <b>Update 21.01.2021</b> Currently on hold due to Covid restrictions</p> <p><b>Action: 5/1</b> RS to feedback to the officer concerned regarding the footage of a man being searched for a knife and advise some panel members did not think he took his own safety into consideration and that the reference to PACE was insufficient. <b>Update 21.01.2021</b> Currently on hold due to Covid restrictions.</p> <p><b>Action: 5/2</b> Carried Forward RS to feedback to the officer concerned regarding the footage of a man being searched for drugs and advise some panel members did not think he took his own safety into consideration. <b>Update 21.01.2021</b> Currently on hold due to Covid</p>	
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	<p>restrictions.</p> <p><b><u>New Actions: 21.01.2021</u></b></p> <p><b>Action 8:</b> MC to add meeting report publication as an agenda item for the next external panel meeting.</p> <p><b>Action 9:</b> EN to source the data which shows conviction rate against search rate.</p> <p>Minutes from the last meeting held on 21 July 2020 - Agreed.</p>	
	<p>CD explained to the panel that points raised at the external panel would be discussed at the Internal Stop and Search / Use of Force Accountability Meeting which both C/S Davies, Supt Colley and Mark Cunningham attend together with the county's Chief Inspectors who are held to account.</p> <p>The External Stop and Search / Use of Force Panel is also fed into the internal Legitimacy Board for both Surrey and Sussex Police which is chaired by an Assistant Chief Constable level.</p> <p>CC confirmed that MC was not only the chair of the External Stop and Search / Use of Force meeting but he also attended the Internal Accountability Stop and Search / Use of Force meeting and therefore is an independent bridge between the two meetings.</p> <p><b><u>Stop &amp; Search</u></b></p> <p>EN then went through a selected number of redacted forms for discussion with the panel. The panel felt that all the grounds and searches were appropriate and no feedback points were raised.</p>	



CD discussed the Stop and Search report which had been sent to all panel members in advance of the meeting.

**Action 8: MC to add meeting report publication as an agenda item for the next external panel meeting.**

There has been an increase in searches over the last twelve months. This is linked to an increase in police productivity due to the Covid situation.

Lockdown has made it difficult for people to travel and also meant it being unlawful to leave their areas and homes unless for specific reasons, causing suspicious behaviour to stand out more.

Less traveling has made it more difficult for County Lines to operate and allows for relevant unlawful behaviour to be more 'desperate' and obvious.

Find rates are slightly down and are just below the national average; from the reviews which are carried out, there is no pattern and no obvious reason why and overall the grounds are good.

Other police forces who have higher find rates results have been contacted by Surrey Police in order to explore their results and the reasons behind them but by their own admission the other forces had no clear explanation or no obvious reason/s to share.

For the purposes of comparison, a random selection of records for white subjects were picked from October to December 2020, fifteen records from each division giving a total of forty five reports. These were then compared against randomly selected records for BAME subjects from October to December 2020, again, fifteen records from each division giving a total of forty five reports.

The grounds were generally strong and there was no obvious pattern involving different quality of grounds or inappropriate use of searches between different areas or



between different ethnicities.

A discussion was held around disproportionality. Find rates for BAME individuals continue to be higher than for white individuals. The resident population is currently out of date. The last census was conducted in 2011 and at that time there is believed to have been a lower proportion of BAME population to white population within the county. Naturally over the last ten years the BAME population has increased.

The highest disparity is between white and black people being searched; last year this was over 8 times more likely, however it has now gone down to 6.5. Lockdown restrictions on travel into the county are believed to be a key reason for this.

The overall results of those records viewed showed that the most common power used to Stop & Search was Section 23 of the Misuse of Drugs Act.

Future reporting will allow a breakdown between different types of drugs and possession vs supply.

Over 85% who were convicted for County Lines were black males aged 18 – 24.

**Action 9: EN to source the data which shows conviction rate against search rate.**

### **CC - Highlights from Use of Force report**

CC discussed the Stop and Searched headline report which had been sent to all panel members ahead of the meeting.

#### **Use of Force Forms:**

For the purposes of comparison, a random selection of records for IC1 subjects were picked from October to December 2020 (five records from each division giving a total of fifteen reports).



These were then compared against randomly selected records for IC3 subjects from October to December 2020 five records from each division giving a total of fifteen reports.

**None of these records were from designated Public Order events.**

It is worth noting here that in the majority of the Use of Force forms reviewed below, Tactical Communications was listed as the officer's primary however this has not generally been highlighted in the tables below as this would not be a true reflection of the highest level of force used. Tactical Communications is utilised at every interaction with the public and on its own, requires no Use of Force form to be submitted. Ultimately, the use of this in the below examples was not effective as an escalated level of force was required to resolve the situation.

It also must be noted that in all but one of the cases reviewed below, the Use of Force was deemed to have been justified. In some cases, due to lack of sufficient circumstances noted on the Use of Force form, there was further scrutiny in reviewing the crime report and officer's statement in order to reach the conclusion that the Use of Force had been justified. In such cases, the officer's Inspector has been or will be notified, in order to be able to provide appropriate feedback to that officer, and we await their responses.

In just one case it has not been possible to reach a conclusion that the Use of Force was justified due to lack of information in the Use of Force form, the officer's statement and the crime report. In this case, the officer's Inspector will be approached to provide feedback to those officers, and we await the response.

**Table 4: IC1 Use of Force Characteristics for Subject Type and Tactic Used:**



IC1 Use of Force Characteristics		Tactic Used (Officer Response)										
		Baton	CED	Communication	Compliant Handcuffing	Firearms	Ground Restraint	Limb/Body Restraints	Non-Compliant Handcuffing	Other Improvised	Spit Guard	Unarmed Skills
Subject Type (Level of Resistance)	Active Resistance			1	2			2				3
	Aggressive Resistance			2			1	2				4
	Compliant				3							
	Passive Resistance			2		1						
	Serious/Aggravated Resistance											
	Verbal/Gestures			1	1							
<b>TOTALS</b>		<b>0</b>	<b>0</b>	<b>6</b>	<b>6</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>7</b>

**Table 5: IC3 Use of Force Characteristics for Subject Type and Tactic Used:**



IC3 Use of Force Characteristics		Tactic Used (Officer Response)										
		Baton	CED	Communication	Compliant Handcuffing	Firearms	Ground Restraint	Limb/Body Restraints	Non-Compliant Handcuffing	Other Improvised	Spit Guard	Unarmed Skills
Subject Type (Level of Resistance)	Active Resistance		1	3			2	1	1			
	Aggressive Resistance	1		3			1	1	1			4
	Compliant				8							
	Passive Resistance				1							
	Serious/Aggravated Resistance											
	Verbal/Gestures				1			1	1			
<b>TOTALS</b>		<b>1</b>	<b>1</b>	<b>6</b>	<b>10</b>	<b>0</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>4</b>

**Uses of CED (Taser):**

In Quarter 3 between October-December 2020, there were 9 Use of Force forms that reported Use of CED. Of these, 5 reports were for IC1 subjects, 3 reports were for IC3 subjects and 1 report was for Other BAME.

**Conclusion:**

The results from the Quarter 3 October to December review, compared with Use of Force data over the last 12 months, would suggest the following:

	Quarter 3 Oct-Dec 2020 Review:	Last 12 Months:
Most Common Subject Type:	1 <sup>st</sup> – Compliant 2 <sup>nd</sup> – Active Resistance (Consistent with both IC1 & IC3 subjects)	1 <sup>st</sup> – Active Resistance 2 <sup>nd</sup> – Compliant (Consistent with both IC1 & IC3 subjects)
Most Common Tactic:	1 <sup>st</sup> – Compliant	1 <sup>st</sup> – Compliant Handcuffing





	Handcuffing 2 <sup>nd</sup> – Unarmed Skills (Consistent with both IC1 & IC3 subjects)	2 <sup>nd</sup> – Unarmed Skills (Consistent with both IC1 & IC3 subjects)		
Most Common Ethnicity:	White	White		
Most Common Gender:	Male	Male		
Most Common Age Range:	18-34	18-34		
<p>As a force there has been a 20% increase of Use of Force which is encouraging.</p> <p>Most demand sits with division.</p> <p>Business as usual overall has dropped off due to the current COVID situation but this has allowed more police proactivity.</p> <p>Across the county there has been an increase in mental health incidents which sometimes need a higher level of control.</p> <p>COVID has also meant that there has been a change were low level force is used more by officers when it used to be more hands on.</p> <p>MDTs have meant that forms can be completed immediately.</p> <p>Under 18s incidents in particular during October 2020 increased for example, Priory Park in Reigate where multi youths were gathering, this has now been contained with positive outcome.</p> <p>By area there have been</p> <ul style="list-style-type: none"> <li>• East division 113 extra Use of Force forms</li> <li>• North division 159 extra Use of Force forms</li> <li>• West division 92 extra Use of Force forms</li> </ul> <p>As the qualitative review above shows a random selection of records for IC1 subjects were selected from October to December 2020. Five records from each division, giving a total of fifteen reports.</p>				



These were then compared against randomly selected records for IC3 subjects from October to December 2020 of the same number.

Most common compliance and compliance handcuffs.

Second use is tactical unarmed skill.

There are no other local trends across West, East and North divisions.

AH raised the question regarding why was there more force being used regarding mental health?

CC reiterated that police officers have been seeing an significant increase in mental health. Surrey police work with partners to look after individuals in such cases.

CC also explained that depending what the situation was that officers were dealing with there is always a proportion of individuals with metal health issues who do not comply with police officers. Police office have to try and risk assess a situation at that time to find the balance of using the most appropriate use of force.

AH asked if the police could produce data to support how they spend resources on mental health issues to show if it was disproportionate.

CC confirmed that data is produced but it is not for this meeting but for meetings held at Chief Constable level, with the force's mental health lead and partners.

RS Informed the panel that since the pandemic started and the first lockdown in March 2020 officer training for Use of Force has been risk assessed.

There will also be training for new recruits.



	<p>Refresher training will be started from 01 April 2021 and will continue to be held every six months for each operational officer.</p> <p>Panel were happy that this was being addressed by Surrey Police.</p> <p><b>AOB – None</b></p> <p>MC understood that the panel not being able to review Body Worn Video footage naturally had an impact on the meeting and unfortunately could not be viewed as explained at the start of the meeting through Microsoft Teams due to sensitivity and confidentiality.</p> <p>MC confirmed that dates for the next meeting which would be held in approximately three month time, would be sent through by Sandie Devereux (Note Taker).</p> <p>Naturally depending on the ongoing Covid situation would depend on if this would be a virtual meeting or face to face.</p> <p>MC thanked panel members for their time and attendance.</p> <p><b>Meeting closed 19:50 hrs</b></p>	
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