

## COMMISSIONERS INDEPENDENT SCRUTINY REPORT FEBRUARY 2022

<b>Scrutiny Panel:</b>	<b>STOP AND SEARCH</b>
<b>Scrutiny Group:</b>	Peter Emery, Commissioners Independent Scrutiny Panel. Paula Stanton, Commissioners Independent Scrutiny Panel. Mark Barlow, Staffordshire Police Lead for Stop & Search.
<b>Purpose:</b>	<p>The Panel are to check that Stop and Search procedure has been followed and that Body Worn Videos reviewed are compliant with the law and are being used effectively. The panel will focus on:</p> <ul style="list-style-type: none"> <li>• Whether Body Worn Video Policy was adhered to,</li> <li>• Whether the principles of GO WISELY were followed,</li> <li>• Whether the principles of JOG were followed.</li> </ul> <p><b>Note:</b> GO WISELY &amp; JOG Principles available in Appendix 1.</p>
<b>Panel Findings:</b>	<p>The time period selected for the Stop and Search incidents was 1<sup>st</sup> November 2021 to 31<sup>st</sup> January 2022. During this period 998 Stop and Search incidents took place and the Positive Outcome rate was 29.1%.</p> <p>This was compared to the same period the previous year (1<sup>st</sup> November 2020 – 31<sup>st</sup> January 2021) as 1414 Stop and Search incidents with a Positive Outcome rate of 33.5%.</p> <p><b>Incident matrix &amp; findings available in Appendix 2.</b></p> <p>The officers who carried out the searches did so with professionalism and respect and where concerns were raised as to the ages of some of the suspects safeguards were put in place to ensure the safety of all concerned.</p> <p>The Panel acknowledges and applauds the introduction by the Force on the 18<sup>th</sup> February 2022 of a leaflet which is to be handed to the suspect at the time of the search explaining their rights and the information as detailed above under GOWISELY and JOG.</p>
<b>Recommendations:</b>	The Force Lead is asked to investigate and report back to the Panel on those incidents that were not accompanied by Body Worn Video footage and that therefore may not be compliant with the Body Worn Video Policy.
<b>Force Lead Response:</b>	<p>Independent review from the local community is essential for Force accountability and transparency regarding Stop and Search. I would like to give my thanks to those CISP members who conducted this review and greatly value their input and observations.</p> <p><i>Note from SCO :- Investigations are continuing in to the missing BWV and an update will be circulated when these have been concluded.</i></p>

## Appendix 1

### Explanation of GOWISELY and JOG

<b>G</b>	Explain <b>G</b> rounds for search
<b>O</b>	Explain the <b>O</b> bjective of the search
<b>W</b>	Show their <b>W</b> arrant Card
<b>I</b>	Identify themselves by name
<b>S</b>	Which <b>S</b> tation they work from
<b>E</b>	Explain their <b>E</b> ntitlement to a copy of the record
<b>L</b>	Under which <b>L</b> egal power is the search being performed
<b>Y</b>	<b>Y</b> ou are being detained for the purpose of a search
<b>JOG</b>	Remove only suspects <b>J</b> acket, <b>O</b> uter coat and <b>G</b> loves

Note: Uniformed Officers do not have to show their Warrant Card.

Incident No.	Stop Search Ref	Date	GOWISELY adhered? YES/NO	If No - comments	JOG adhered? YES/NO	If No - comments
21210135352	PSS2104698	01/11/2021	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force
21210136711	PSS2104741	04/11/2021	Partially	Not clear whether the officer had stated the legal powers of the search or the reason the person was being detained	YES	
21210138635	PSS2104793	09/11/2021	N/A	Incorrectly classified as Stop Search	N/A	Incorrectly classified as Stop Search
21210143369	VSS2101566	19/11/2021	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force
21210146085	PSS2104973	23/11/2021	YES		YES	
21210150081	PSS2105071	03/12/2021	Partially	Stopped and searched two suspects, the first one was not informed that a copy of the record of the search could be obtained	YES	



21210155641	PSS2105191	16/12/2021	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force
21210156124	PSS2105215	17/12/2021	YES		YES	
21220002977	VSS2200022	08/01/2022	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force	N/A	NO FOOTAGE AVAILABLE. Explanation awaited from Force
21220007762	PSS2200224	19/01/2022	YES		YES	

## UPDATE TO REPORT – 29 MARCH 2022

Update on the missing BWV:

Occurrence	Stop Reference	Date	Comment
21210135352	PSS2104698	01/11/2021	This was recorded on BWV however there was an issue with the BWV unit in that it had not been registered to the officer properly and so it would not link to evidence.com.
21210143369	VSS2101566	18/11/2021	The BWV footage had been saved as 21220002917 which was the occurrence number for the linked domestic incident involving the same suspect. Now changed to the stop/search occ. number - 21220002977.
21210155641	PSS2105191	16/12/2021	Recorded but not uploaded due to battery and IT failure.
21220002977	VSS2200022	08/01/2022	Not marked at Stop Search on initial download

In the two instances where GO WISELY was not fully explained, the relevant officers have been spoken to and reminded of the requirements to follow the process correctly.