

**OFFICE OF THE POLICE AND CRIME COMMISSIONER
FOR HUMBERSIDE
DECISION RECORD**

Decision Record Number **24/2024**

Title Drugs Confiscation Fund 2024-25

Executive Summary:

The balance of the Section 27 Drugs Confiscation Fund as at the 31st March 2024 stands at £208,871. £49,563 additional funds were received within 2023-24. It is proposed that £24,782 is transferred to Humberside Police and £24,782 is transferred to the OPCC for Humberside.

Decision of the PCC

To provide formal approval to allocate the balance available, equally to Humberside Police and the OPCC. The allocation would be £24,782 each for 2024-25.

Background Report: Open

Police and Crime Commissioner for Humberside

I confirm I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with my code of conduct.

Any such interests are recorded below.

The above decision has my approval.

Signature



Date 20/06/2024

**POLICE AND CRIME COMMISSIONER
FOR HUMBERSIDE**

SUBMISSION FOR: DECISION

OPEN

Title: Drugs Confiscation Fund 2024-25

Date: 30th April 2024

1. Executive Summary

At the end of 2023-24, the Force received section 27 funds of £49,563. It is proposed the receipts are allocated on an equal basis to Humberside Police and the OPCC.

2. Recommendation(s)

To provide formal approval of the allocation of £49,563 to be allocated: £24,782 to Humberside Police and £24,782 to the OPCC.

3. Background

Monies are provided as income to the force under Section 27 (1) of the Misuse of Drugs Act 1971 which permits the court to order the forfeiture of property, such as cash, drugs, smart phones, weapons or vehicles found in the possession of the convicted person and used to commit offences under the Misuse of Drugs Act 1971. An application is made upon conviction for the Judge to order that all the seized assets be forfeited; this allows for the sale of assets and the proceeds, together with any cash seized, to be retained by the Force.

This Act has the advantage over the Proceeds of Crime Act of having no 'de minimis' rule, so it can be used to seize small amounts of cash. In addition, the Force retains the full value of the seized cash and assets, and an application for forfeiture incurs no extra costs such as court fees and legal fees, but it is reliant upon securing a criminal conviction. Monies received under this Act are retained and ring-fenced to be used for purchases that assist in the fight against drug-related crime.

Monies received clearly vary each year depending on convictions and forfeitures. The latest accounts show the following should recommendations be accepted,

Drugs Confiscation Fund	HP	OPCC	
Remaining Balance 22-23	£34,500	£173,500	
Agreed Allocation 23-24	£25,433	£25,433	
Opening Balance 23-24	£59,933	£198,933	
Use of Funds in 23-24	-£15,103	-£84,455	
Closing 23-24 Allocation	£44,830	£114,478	
Proposed Allocation of Receipts 23-24	£24,782	£24,782	
Total Balance Available for Use 24-25	£69,612	£139,260	£208,871

4. Options

- 1) Split equally
- 2) Allocated to the Force in the fight against drugs crime.
- 3) Allocated to the OPCC for community projects, to support the fight against drugs crime.

It is recommend as per previous years that the funds are split equally as per option 1.

5. Financial Implications

Provides additional funding in the fight against drugs crime, in line with the requirements of section 27. OPCC plan to use a proportion of these funds to support youth education provision.

6. Legal Implications

None.

7. Driver for Change/Contribution to Delivery of the Police and Crime Plan

Provide budget provision for activities undertaken in the fight against drugs crime which supports Aim 2 of the Police and Crime Plan, Safer Communities.

8. Equalities Implications

None

9. Consultation

The funds have been checked and reconciled by Finance and Financial Investigation Team within Specialist Crime Command.

10. Media information

Not required at this stage but may be an opportunity to highlight areas of spend in due course so the public can see the benefits and impacts.

11. Background documents

None

12. Publication

Open

13. DPIA considered

N/A