

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

Decision Record Number: **43/2022**

**Title: Legally Qualified Chair (LQC) Indemnity  
Executive Summary:**

Recent developments in legal cases for LQCs have highlighted circumstances which may not be covered by the current indemnity wording. PCCs are advised to consider whether they would be willing to extend their current indemnity arrangements to include additional indemnity, in order to ensure that the appointment of LQCs and Independent Members (to misconduct hearing panels) can continue. Working in conjunction with the National Association of LQCs (NALQC), portfolio leads for transparency and integrity and APACE, suggested wording for a further indemnity has been agreed and is contained as below.

It should be noted that this is a temporary solution pending the Home Office providing a satisfactory legislative solution.

**Revised Indemnity Wording**

*Following your appointment as the Legally Qualified Chair/Independent Panel Member in respect of the case of ..... which is to be held on or about ....., I (in my role as Police and Crime Commissioner or equivalent) agree to indemnify you as the Legally Qualified Chair/Independent Panel Member in respect of any costs you may incur as a consequence of your being in receipt of a witness summons/order (or an application therefor) to give evidence in any court or tribunal of whatever nature concerning and/or relating to your and/or the Panel's conducting of those proceedings and/or the decisions of the Panel in those proceedings. For the avoidance of doubt, this indemnity includes, but is not limited to, any costs you may incur:*

- *In seeking legal advice in relation to the receipt of a witness summons/order or an application therefor;*
- *In relation to the preparation of any representations and/or witness statements in relation to an application for a witness summons/order and/or in relation to an application to set aside the issuing of a witness summons/order;*
- *In relation to securing legal representation at any hearing of an application for a witness summons/order and/or the hearing of any application to set aside the issuing of a witness summons/order;*
- *In relation to the costs (including costs of legal representation) of participating in any appeal and/or application for judicial review (and any appeal therefrom) arising as a consequence of your being in receipt of an application for a witness summons/order or an application therefor; and*
- *In relation to attending a hearing or hearings, including the time spent thereat.*

**Decision:**

That the indemnity wording proposal be accepted by the Police and Crime Commissioner

**Background Report:** Closed

**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 20/10/2022**