

From: Mike Whiting, Cabinet Member for Planning, Highways, Transport and Waste

Barbara Cooper, Corporate Director of Growth, Environment and Transport

To: Environment and Transport Cabinet Committee – 31 January 2018

Decision No: 17/00139

Subject: Agreement to manage and deliver the National Driver Offender Retraining Scheme Courses for the Kent Police Diversionary Partnership

Key decision: Yes

Classification: Unrestricted

Future Pathway of Paper: For Cabinet Member Decision

Electoral Division: Countywide

Summary:

Kent County Council is a licensed service provider for the delivery of National Driver Offender Retraining Scheme Courses (NDORS) and has provided these services to the Kent Police Driver Diversionary Partnership since 2008. These services have been formalised through an agreement between Kent Police and Kent County Council.

The primary focus of the service is to re-educate low end driving offenders in order to reduce road casualties, through delivery of National Driver Offender Retraining Scheme Courses. Kent Police wish to retain KCC's services for the continued delivery of this training.

It is proposed that these services are provided by KCC for a further five years commencing on the 1 April 2018.

Recommendation(s)

The Cabinet Committee is asked to consider and endorse, or make recommendations to the Cabinet Member for Planning, Highways, Transport and Waste on the proposal for Kent County Council to continue to provide the management and delivery of the National Driver Offender Retraining Schemes to the Kent Police Diversionary Partnership for a further five years as shown at Appendix A.

1. Introduction

1.1 Kent Police is the County traffic enforcement body, where appropriate low level traffic offenders can be referred to driver retraining as an alternative to fixed penalty fines and licence endorsements.

- 1.2 The Kent Police Area Driver Diversion Partnership (KPADDP) is led by Kent Police and managed by a Partnership Client Board comprising representatives from Kent Police and Kent County Council.
- 1.3 The primary purpose of the KPADDP is to contribute to a reduction in road casualties through delivery of the retraining scheme recognised by the governing body, that of the National Driver Offender Retraining Schemes (NDORS). The Partnership also aims to reduce reoffending in related aspects of traffic legislation.
- 1.4 Across the Country some Police Authorities commission courses from the private sector, however Kent Police works in the strategic partnership with KCC to reduce road casualties and there is a desire to retain services within this partnership.

2. Financial Implications

- 2.1 Course fees are regulated by the governing body the National Driver Offender Retraining Schemes (NDORS). Part of the services provided will include the booking and scheduling of Clients, administering payments and delivering the training.
- 2.2 Payments received are allocated in accordance with regulation set by NDORS.
- 2.3 The provision of this service by KCC is self-funded with no detrimental effect on base budgets or medium term financial plans.

3. Policy Framework

- 3.1 Kent's communities are resilient and provide strong and safe environments to successfully raise children and young people
- 3.2 As a partner, KCC is committed to Kent Casualty Reduction Strategy adopted in 2014 -2020.

4. The Report

- 4.1 It is proposed that KCC continues to supply services to the Kent Police Area Driver Diversion Partnership (KPADDP) for a further five years
- 4.2 An agreement will be developed to detail the responsibilities of Kent Police as summarised below;
 - Provide strategic leadership for the Partnership.
 - Chair the Partnership Client Board.
 - Identify prospective diversion candidates.
 - Serve notice of intention to prosecute to offenders.
 - Complete due legal process with candidates who fail to comply with the diversion intervention.
 - Liaise with those involved in the referral of offenders.

- Act as decision makers in respect of the relevant retraining course that the offender should complete
- Provide monthly information to allow KCC to predict demand and allow KCC to manage service provision.
- Influence NDORS Ltd to ensure correct and efficient operation of the NDORS computer system.

4.3 KCC's role is that of a service provider, the specification for the services is summarised below;

- Manage and deliver service provision in accordance with national processing times on behalf of the Partnership and drive continuous improvement in service delivery within the context of the NDORS Service Provision Licensing Scheme.
- Lead any necessary procurement of service provider/s in a manner that complies with KCC's policies and meets with the agreement of the Partnership Client Board.
- Ensure that adequate arrangements are in place to meet the needs of all diversion candidates referred by Kent Police and other forces.
- Provide arrangements for payments from candidates.
- Ensure that all interventions comply with the requirements of the relevant national models.
- Ensure that necessary standards in training provision and customer care are maintained.
- Maintain secure, legally compliant up to date records of all courses, candidates and transactions on behalf of Kent Police, particularly as it relates to Data Protection, Freedom of Information and any other relevant legislation.
- Maintain a valid Service Providers Licence as issued by NDORS ensuring compliance with all NDORS policies and procedures

4.4 KCC recovers all its cost when providing the service; these include fixed and variable overhead costs for all relevant personnel, venues, ICT systems and financial processing.

4.5 KCC was externally awarded its Service Providers Licence by NDORS following an external audit conducted in July 2017

5. Legal implications

5.1 KCC will work closely with Invicta Law and Kent Police legal representatives in the development of the new agreement

6. Conclusions

6.1 It is very positive that Kent Police want to continue the current arrangements for NDORS for a further 5 years. In so doing, together KCC and the Police can

continue to support road casualty reduction which forms part of the Road Casualty Reduction Strategy for Kent 2014-2020.

7. Recommendation(s):

7.1 The Cabinet Committee is asked to consider and endorse, or make recommendations to the Cabinet Member for Planning, Highways, Transport and Waste on the proposal for Kent County Council to continue to provide the management and delivery of the National Driver Offender Retraining Schemes to the Kent Police Diversionary Partnership for a further five years as shown at Appendix A.

8. Appendices

- Appendix A – Proposed Record of Decision

9. Contact details

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