



Leicester  
City Council

WARDS AFFECTED: ALL

Audit and Risk Committee

15th April 2014

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**Regulation of Investigatory Powers Act 2000 Annual Performance Report 2013**

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**Report of the Director of Information and Customer Access**

**1. Purpose of the Report**

The report advises on the performance of The Council in authorising Regulatory Investigation Powers Act (RIPA) applications, from 1<sup>st</sup> Jan 2013 to 31<sup>st</sup> Dec 2013.

**2. Summary**

The Council applied for 2 Directed Surveillance authorisations and 3 communications data authorisations in 2013.

**3. Recommendations**

The Committee is recommended to:

1.1 Receive the Report and note its contents.

3.2 Make any recommendations or comments it sees fit either to the Executive or Director of Information and Customer Access.

**4. Report**

4.1 The Surveillance Code of Practice requires that elected members have oversight of RIPA authorisations. This is delivered via an annual report to the Audit Committee

4.2 The Council applied for 2 Directed Surveillance authorisations and 3 communications data authorisation in 2013.

4.3 The communications data authorisations were carried out via the National Anti-Fraud Network (NAFN) system on our behalf. The Interceptions of Communications Commissioner's Office (IOCCO) has recently carried out their regular inspection of NAFN.

- 4.4 The Council did not undergo an inspection from the Interceptions of Communications Commissioner's Office (IOCCO) or the Office of the Surveillance Commissioner (OSC) in 2013.
- 4.5 Under the Protection of Freedoms Act 2012, all RIPA applications by Local Authorities must be authorised by a magistrate. The Council has adopted this new process successfully.
- 4.6 The Council currently has 4 trained Authorising Officers in place. These are Jill Craig, Kamal Adatia, Ann Branson and Alison Greenhill.
- 4.7 A summary of RIPA authorisations (Appendix A) is published annually on the Council's website by the central Information Governance Team.
- 4.8 A new surveillance policy was adopted by the Council in 2013. (Appendix B)
- 4.9 Elected members have asked to be provided with training on RIPA in Autumn 2014. This will be undertaken by the Information Governance Manager and the City Barrister & Head of Standards.

**5. Financial, Legal Implications**

**5.1 Financial Implications**

There are no financial implications arising directly from this report, although the Council could incur legal costs and fines should procedures not be correctly followed – Colin Sharpe, Head of Finance, ext. 29 7390.

**5.2 Legal Implications**

There are no legal implications arising directly from this report, although the Council could incur legal costs and fines should procedures not be correctly followed – Kamal Adatia, City Barrister & Head of Standards, ext. 37 1402.

**6. Other Implications**

OTHER IMPLICATIONS	YES/NO	Paragraph References Within Supporting Information
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Climate Change	No	
Crime and Disorder	No	
Human Rights Act	No	
Elderly/People on Low Income	No	
Risk Management	No	

**7. Report Author / Officer to contact:**

Lynn Wyeth, Information Governance Manager, Information and Customer  
Access  
Ext. 37 1291

## Appendix A

### Communications Data Authorisations 2013

No	Date	Auth Off	URN	Service Area & Description	Reason	Post Code
1	19.03.13	APR	323676	Environmental Crime Team	Tel no. check	LE5
2 & 3	01.06.13	APR	13/00206/other	Trading Standards	Tel no. check x 2 (transferred from T Mobil to Vodafone)	LE2

### Direct Surveillance Authorisations 2013

No	Date	Auth Off	URN	Service Area & Description	Reason	Post Code
1	26.02.13	APR	320327	LASBU	Anti-social behaviour	LE4
2	16.10.13	APR	359707	Environmental Crime Team	Illegal deposit of waste	LE4