

Best use of Stop and Search

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Why are we here?



Knowledge Check





What is Procedural Justice?

Procedural justice

Fair decision making

- * Making impartial decisions based on the facts and explaining them.
- * Allowing people to participate in those decisions.

Respectful treatment

- * Interacting with someone with respect and dignity.
- * Showing you are open and trustworthy



Proportionality





Grounds

Object

Warrant card

Identity

Station attached

Entitlement to record

Legal power used

You are detained

What can you search for?



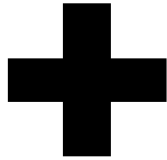
S Stolen Property

O Offensive Weapons

A Articles for use in connection with any:
Burglary

P Points and Blades

Theft
Fraud
Criminal Damage
or
Taking a
conveyance



Fireworks

Reasonable Grounds

There **MUST** be a an objective basis for the suspicion.

It is likely that this will mean there is information/intelligence to support a reasonable suspicion that an item is being carried.

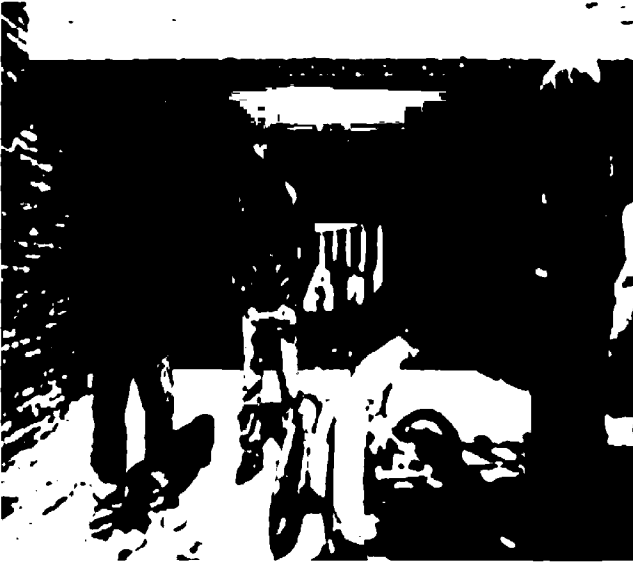
It does NOT require a belief that the person is guilty of an offence, such as an innocent purchaser, or a child under 10 yrs.

Reasonable grounds cannot be based on personal factors.

They may be provided by a person's behaviour, the time or location.

A hunch or an instinct that cannot be explained can never be reasonable.

Gangs or Groups



- Where there is intelligence that a particular gang or group that habitually carries weapons or drugs

and

- they wear a distinctive item of clothing or other identification linking them to the gang or group
- this may be sufficient to justify a stop and search of members

Human Rights and Codes of Practice

Two reasons when human rights can be breached;

- **National Interest**
- **Prevention of crime**

But in order to do so, certain conditions **must** be met.

PACE Codes of Practice must be followed or-

- Community confidence and trust is lost
- Cases are lost
- Complaints are initiated



More Codes of Practice

Question before search – This may reveal an innocent explanation for the behaviour seen - Stop and Account.

It may also reveal reasonable grounds to suspect that article, or a different article may be possessed.

You cannot question people retrospectively just to find grounds.

The search must take place at, or nearby to where the requirement was made.



The Public Eye



Police pass a car with its windows open and there is a strong smell of cannabis coming from inside. There are three occupants of the vehicle.

When questioned about the smell of cannabis one of the passengers produces a small amount of the drug.

The other two people deny possession.

The owner of the cannabis says, when questioned separately, that all three of them were at a party earlier where cannabis was being smoked.



National Decision Model







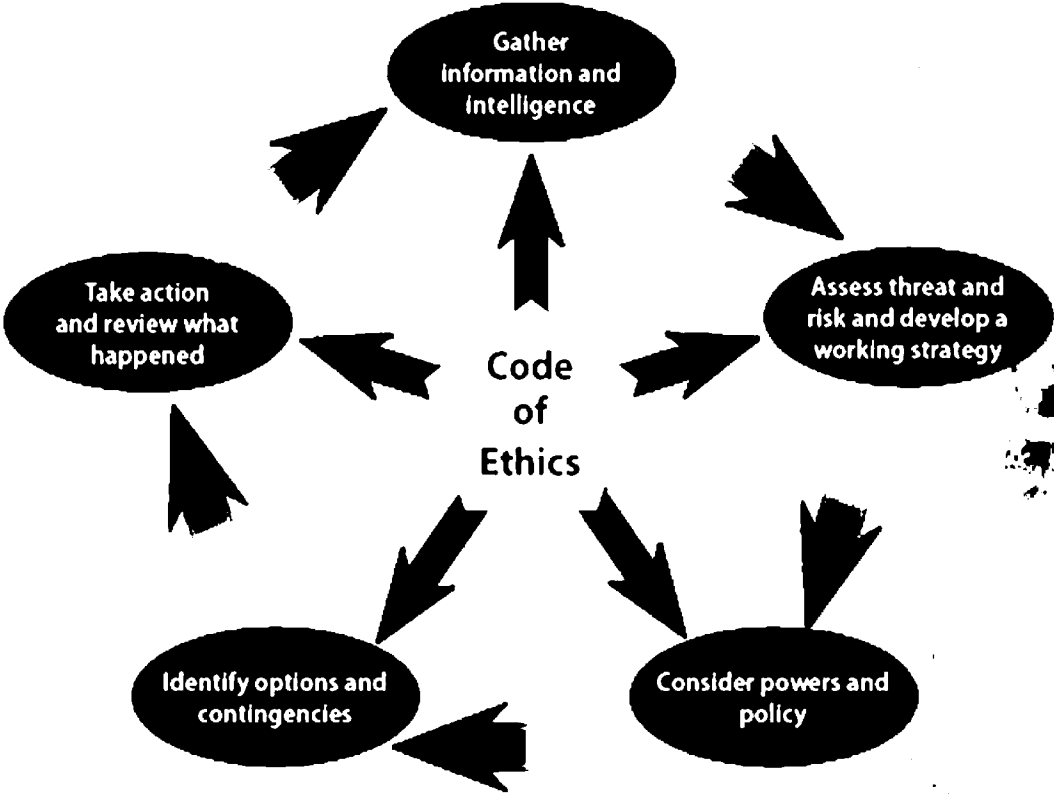
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Unconscious Bias

A judgement about a person or group, about which the person making the judgement has little or no awareness and control

National Decision Model





CCTV report a theft of consumable items from a local supermarket by a young male wearing grey joggings bottoms and a blue/black Adidas top. Within 10 minutes you locate a male wearing the same clothing nearby to the supermarket and decide to search him

18:43:00
Mon 23 Apr 2018 18:43
18:43:00
18:43:00



- Male located nearby area of reported theft and matches description bottoms, blue.black addidas top, 19 years old.
- Matched description, no other persons matching desc.
- Subject located within 10 minutes, within 500m of the theft location.
- Couldn't account for where he had been, denied knowledge theft, h/a not nearby.



Whilst on patrol, you pay attention to a playground area that is reported to be used for low level dealing of cannabis. The playground is occupied by 4 teenage males sitting on the apparatus, which is designed for small children. You approach the males and can smell cannabis in the area. The males refuse to tell you who they are and what they are doing. You decide to search them

Mon 23 Apr 2018 18:43

18:43

18:43

•Daily tasking priority area (community priority) attended as part of

Subject located in drug hotspot, smell of cannabis from subject upon engaging. Recent intel suggests drug dealing in the area dealing around the same time as the stop.

- Encountered 4 teenagers, heavy smell of cannabis in air around them generally. No other persons nearby. Smell was potent and heavy. Young person at risk of harm consideration.
- Youths refused to account for the smell/engage.
- All persons searched in turn, following no additional disclosures inbetween.





Whilst on patrol, you're alerted via ANPR of a vehicle that is suspected of bringing drugs into the town. You manoeuvre yourself behind the vehicle and can see the two occupants start to shuffle in their seats and appear to be 'tidying' the vehicle. You stop the vehicle and discover that the two occupants cannot reasonably account for their journey into the town. You decide to search them.

Mon 23 Apr 2018 18:43

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Recent intel suggests vehicle involved in drugs supply in area. Upon monitoring subject from behind the vehicle, occupants were acting suspiciously. Subjects failed to account for presence in area.

- Occupants shuffling/observed hiding or moving objects in vehicle on police vehicle being behind.
- No explanations offered by occupants as to behaviours
- Travelled to location from London to 'drive around'.





Whilst on patrol, you see a male who is very well known to police. Upon checking on via control, there is B1 intelligence from 5 days prior that the male is meant to be carrying a knife in waist band. You turn around to speak to the male only for him to run off down an alley, you quickly drive to the other side of the alley only the see that the male had doubled-back and was running back to his original location. You manage to drive around and catch up with the male. You decide to search them.

Recent intelligence suggesting subject is in possession of a knife. When located subject displayed furtive behavior and tried to evade police contact. the other side. When stopped, male gave no explanation for his actions.



Knowledge Check

What Next?

Learning Management System

The Best I Can Be

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