



Evolve Legal Services Case Statistics Report

1. Report Purpose

- 1.1 To provide statistics relating to civil claims and other legal proceedings against North Yorkshire Police (NYP) for the period 1 July 2023 to 30 September 2023.
- 1.2 To provide details of the number of open cases with reserves as at 30 September 2023.

2. Key Information including Implications

- 2.1 Public liability claims arise out of allegations of wrongful arrest/false imprisonment, negligence, assault, malicious prosecution, personal injury and damage to property. Evolve Legal Services (ELS) act for the Chief Constable (CC) and the Police, Fire and Crime Commissioner (PFCC) in respect of such claims.
- 2.2 Employers liability and third party motor claims are handled by NYP's insurers who in turn instruct external solicitors if and as required. JCLS investigate and co-ordinate the response to such claims.
- 2.3 ELS also act for CC and PFCC in relation to other legal matters including, but not limited to:
 - Judicial Review
 - Employment Law
 - Inquests
 - Civil Orders, for example sexual risk, domestic violence, proceeds of crime and dangerous dogs
 - Licensing, for example firearms, gambling, liquor and sex establishments
 - Property/Commercial
 - Public Inquiries
 - Operations
 - Disclosure and information sharing

2.4 Public Liability Claims

Numbers of public liability claims for both the Chief Constable and Police Fire and Crime Commissioner are set out below. These figures are for claims opened under the one main head of claim, however please note that one claim may be brought under several heads of claim.

Chief Constable

	01/07/22 – 30/09/22	01/10/22 – 31/12/22	01/01/23 – 31/03/23	01/04/23 – 30/06/23	01/07/23 – 30/09/23
Assault	2	2	3	0	0
Defamation	0	0	0	0	0
False Imprisonment	3	5	4	7	7
Human Rights	1	0	3	0	0
Property (Buildings)	3	11	8	6	5
Property (Personal)	3	13	8	9	4
Other	4	5	6	1	1
Total	16	36	32	23	17

2.5 The files opened in the period 1 July 2023 to 30 September 2023 are currently estimated to represent a potential liability in damages of £30,311. The potential liability in respect of claimant solicitor's costs is £12,000 and for NYP defence costs (Counsel, external solicitors and disbursements) is nil. These figures consist of payments made and professional estimates based on the information received to date from the claimant.

2.6 A claim form is the document used to commence proceedings in the Civil Courts. In the period 1 July 2023 to 30 September 2023 no claim forms were received in relation to this category.

2.7 A claim is closed where either:

- The matter is settled without proceedings being issued, or
- The matter concludes following trial or other disposal hearing at court, or
- Liability has been denied and no further correspondence has been received from the claimant for a period of at least six months.

2.8 In the period 1 July 2023 to 30 September 2023, 18 claims were closed. Payments made for these claims in respect of claimant damages amounted to £10,941. £44,750 was paid in respect of claimant solicitor's costs and £12,270 was paid in respect of NYP defence costs.

Police Fire and Crime Commissioner

	01/07/22 – 30/09/22	01/10/22 – 31/12/22	01/01/23 – 31/03/23	01/04/23 – 30/06/23	01/07/23 – 30/09/23
Property (Personal)	0	0	0	0	0
Total	0	0	0	0	0

- 2.9 No files were opened during the period 1 July 2023 to 30 September 2023.
- 2.10 A claim form is the document used to commence proceedings in the Civil Courts. In the period 1 July 2023 to 30 September 2023 no claim forms were received in relation to this category.
- 2.11 The file closure criteria described at paragraph 2.7 are also applied to these cases. During the period 1 July 2023 to 30 September 2023, no claims were closed.
- 2.12 **Employers Liability Claims**

The number of employer's liability claims opened for both the Chief Constable and Police Fire and Crime Commissioner are set out below.

	01/07/22 – 30/09/22	01/10/22 – 31/12/22	01/01/23 – 31/03/23	01/04/23 – 30/06/23	01/07/23 – 30/09/23
Slip, Trip, Fall on Same Level	0	0	0	0	1
Other	1	0	1	0	2
Handling, Lifting or Carrying	0	0	1	0	0
Exposed to an explosion	1	0	0	0	0
Physically Assaulted	0	1	0	0	0
Hit by Moving Vehicle	0	0	0	1	0
Total	2	1	2	1	3

- 2.13 During the period 1 July 2023 to 30 September 2023 three files were opened.
- 2.14 No claim forms were received in relation to this category during the period 1 July 2023 to 30 September 2023.
- 2.15 The file closure criteria described at paragraph 2.7 are also applied to these cases. During the period 1 July 2023 to 30 September 2023, one claim was closed with a total paid of £6,406 in respect of both damages and claimant solicitor's costs.

2.16 Third Party Motor Claims

The number of third party motor claims opened are set out below.

	01/07/22 - 30/09/22	01/10/22 - 31/12/22	01/01/23 - 31/03/23	01/04/23 - 30/06/23	01/07/23 - 30/09/23
Damage	10	12	17	14	10
Injury	4	6	7	5	1
Total	14	18	24	19	11

2.17 The files opened in the period 1 July 2023 to 30 September 2023 are currently estimated to represent a potential liability in damages of £45,260. The potential liability in respect of claimant solicitor’s costs is £2,000 and for NYP defence costs (Counsel, external solicitors and disbursements) is nil. These figures consist of payments made and professional estimates based on the information received to date from the claimant.

2.18 One claim form was received for cases in this category during the period 1 July 2023 to 30 September 2023.

2.19 The file closure criteria described at paragraph 2.7 are also applied to these cases. During the period 1 July 2023 to 30 September 2023, 22 claims were closed. Payments made for these claims in respect of claimant damages amounted to £44,564. No payments were made for these claims in respect of claimant solicitor’s costs and NYP defence costs. The figures provided in respect of payments include the full cost of the claim, i.e. including the amount paid by insurers.

2.20 Other Claims

The number of other claims opened are set out below.

	01/07/22 - 30/09/22	01/10/22 - 31/12/22	01/01/23 - 31/03/23	01/04/23 - 30/06/23	01/07/23 - 30/09/23
Employment Tribunal	0	0	0	0	0
Judicial Review	2	0	1	0	1

2.21 During the period 1 July 2023 to 30 September 2023 no files were closed in respect of employment tribunal and judicial review claims.

2.22 Open Cases

I detail below all open cases as at 30 September 2023 for NYP (so, not just those opened in the previous quarter) which are being handled by Evolve Legal Services, where a financial estimate has been allocated by the handler based on the information received to date. I have also specified whether the estimate would be met from the provision or revenue budget.

File Type	Number of Open Cases with Reserves	Estimate to be Paid from Provision £	Estimate to be Paid from Revenue £
Public Liability and Ex Gratia	82	271,637	38,413
Employers Liability	9	238,458	21,000
Third Party Motor	58	427,559	67,166
Motor Own Damage	15	10,612	78,184
Employment	23	528,346	35,900
Other	12	8,484	7,165
Total	199	1,485,096	247,828

- 2.23 The other file type category includes Civil Orders, for example Dangerous Dogs, Domestic Violence Protection, Cash Seizure, Sexual Harm Prevention and Sexual Risk, Estates, Disclosure, Firearms Licensing, Inquests, Judicial Review, Operational Advice and Enquiries.
- 2.24 Not all of these files will be settled in the current financial year and some claims may be successfully defended with no payments made.

3. Proposals / Recommendations Requiring a Decision

- 3.1 There are no proposals/recommendations requiring a decision.

4. Consultations Carried Out

- 4.1 No consultation has been carried out, as the paper is for information only.

Report Information

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