Funding of Crown Prosecution Service

Summary

A Westminster Hall debate on the subject of the funding of the Crown Prosecution Service has been scheduled for 1630hrs on Wednesday 11 January 2017. The Member in charge of this debate is Karl Turner MP.
1. Background

1.1 CPS budget outturn

The table below shows the budget outturn figures for the Crown Prosecution Service between 2010/2011 and 2015/16:

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</tr>
</thead>
<tbody>
<tr>
<td>Serious Fraud Office</td>
<td>38,258</td>
<td>32,104</td>
<td>39,315</td>
<td>52,674</td>
<td>71,020</td>
<td>48,500</td>
</tr>
<tr>
<td>Crown Prosecution Service</td>
<td>615,551</td>
<td>591,128</td>
<td>562,628</td>
<td>551,595</td>
<td>508,314</td>
<td>488,179</td>
</tr>
</tbody>
</table>

Source: Annual reports, various years

Further detail of the annual budget of the CPS can be found in its annual report and accounts which are available on the CPS website www.cps.gov.uk/publications/reports/.

The most recent of these (2015-2015) states, in the performance analysis: overview section:

The CPS’s net funding, as voted by Parliament, for the year to 31 March 2016 was £499.8 million. In delivering the public prosecution service the Department spent a total of £557 million. After taking into account £68.8 million income, the total net resource requirement (including capital) as shown in the Statement of Parliamentary Supply was £488.2 million which was £11.6 million or 2.3% less than the sum Voted to the CPS by Parliament.

1.2 HM Crown Prosecution Service Inspectorate

The most recent annual report of HM Crown Prosecution Service Inspectorate (2015-2016) makes the following comment regarding the CPS budget:

Previous recent annual reports have commented on the overall reduction in the CPS budget and the impact this has had, as reflected in reduced staffing levels and the closure of offices.

However, the 2015 Government Comprehensive Spending Review confirmed that the CPS budget would be maintained with a sufficient increase to cover pay and price inflation.

1.3 Director of Public Prosecution’s evidence to the Justice Committee

In December 2015 the Director of Crown Prosecutions Alison Saunders gave evidence to the Justice Committee on the work of the CPS. Asked
whether the CPS had the resources it needed to prosecute to the standards that we all want she said:

Yes, we think we do, particularly now that we have the CSR settlement. I am not saying that it is easy; let me say that first. Over the last five years, our budget has reduced by 23% or so. Where we have been able to make sure that we maintain or improve the service—we have improved our performance in some areas across those five years—we have taken the majority of the money out of things like IT, by becoming digital, and estates, by closing buildings and reducing the number of buildings we are in. We have reduced our headquarters by about 50% on the non-operational side. When I say non-operational, I mean people who are prosecuting. What will help us, and what we need to deliver going forward, with the spending review, is transforming summary justice, better case management in the Crown court, which is the equivalent, and continuing digitalisation. Those are all key to being able to maintain our performance.
2. Media

2.1 Articles and blogs

BBC Wales
Miscarriage of justice warning over CPS funding cuts
Jenny Johnson and Paul Heaney 5 February 2016

The Times [Registration required]
With more prosecution cuts, the future is bleak, says Nazir Afzal
Frances Gibb 12 November 2015

The Guardian
Crown Prosecution Service chief inspector signals concern over funding
Owen Bowcott 23 September 2015

BBC online
Is CPS on ‘brink of collapse’?
Danny Shaw 15 September 2015

Civil Service World
Former chief prosecutor [Lord Macdonald] warns of “dangerous” cuts to Crown Prosecution Service
15 September 2015

Evening Standard
Rise of ‘DIY justice’ as funding cuts hit CPS
Paul Cheston 17 October 2014

Law Society Gazette
Health check shows impact of cuts at CPS
Catherine Baks 10 July 2014
[Refers to HM CPS Inspectorate report covering the period 1 April 2013 to 31 March 2014]

Bureau of Investigative Journalism
CPS under fire from judges as its ranks are cut by a third since 2010
Maeve McClenaghan 15 April 2014

Guardian
CPS severely hampered by lack of resources, says report
Owen Bowcott 10 July 2013

2.2 Press releases

Crown Prosecution Service
CPS prosecuting and convicting more cases of rape, domestic abuse, sexual offences and child abuse than ever before
6 September 2016

Women’s Aid
Our statement on Crown Prosecution Service’s annual report on Violence against Women and Girls
6 September 2016

National Audit Office
Efficiency in the criminal justice system
1 March 2016

Crown Prosecution Service
CPS response to the Spending Review
26 November 2015

Attorney General’s Office; HM Treasury
Law Officer Departments’ settlement at the Spending Review 2015
25 November 2015

FDA
Crown Prosecution Service needs sustainable levels of funding to meet demands placed upon it, says FDA
15 September 2015
3. Parliamentary Business

3.1 Parliamentary Questions

**Crown Prosecution Service: Temporary Employment**

**Asked by: Nick Thomas-Symonds**

To ask the Attorney General, how much the Crown Prosecution Service spent on agency staff in the last 12 months.

**Answered by: Robert Buckland | Department: Solicitor General for England and Wales**

In the last full financial year, 2015-16, the Crown Prosecution Service (CPS) spent £7,842,489 on agency staff.

21 November 2016 | Written questions | PQ 53465

**Crown Prosecution Service**

**Asked by: Nick Thomas-Symonds**

To ask the Attorney General, what the staff budget of the Crown Prosecution Service was in each year since 2010.

**Answered by: Robert Buckland | Department: Solicitor General for England and Wales**

The staff budget of the Crown Prosecution Service (CPS), in each year since 2010, is given below:

<table>
<thead>
<tr>
<th>Financial Year</th>
<th>Staff Budgets £’000s</th>
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<tbody>
<tr>
<td>2010-11</td>
<td>737,667</td>
</tr>
<tr>
<td>2011-12</td>
<td>372,627</td>
</tr>
<tr>
<td>2012-13</td>
<td>361,278</td>
</tr>
<tr>
<td>2013-14</td>
<td>347,260</td>
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<tr>
<td>2014-15</td>
<td>313,169</td>
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<tr>
<td>2015-16</td>
<td>291,472</td>
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21 November 2016 | Written questions | PQ 53463
Asked by: Judith Cummins

What discussions he has had with the Director of Public Prosecutions on the consequences of the Law Officers’ Department’s spending review settlement for the Crown Prosecution Service’s operations.

Answered by: Jeremy Wright | Department: Attorney General

The Director of Public Prosecutions and I have regular discussions about Crown Prosecution Service operations. We both believe that the spending review settlement enables the CPS to respond effectively to a changing case load and an increase in complex and sensitive cases. We also continue to discuss how the CPS can be more efficient and effective in the work that it does.

HC Deb 14 January 2016 c978

Crown Prosecution Service

Asked by: Judith Cummins

Does the Attorney General agree with the former Director of Public Prosecutions, Lord Macdonald, that as the CPS is forced to shed thousands of jobs, a potentially dangerous situation could develop in which the CPS no longer has the necessary expertise to do its important job of delivering justice to the people of this country?

Answered by: Jeremy Wright | Department: Attorney General

No, I do not agree, and, more to the point, neither does the current Director of Public Prosecutions. I draw the hon. Lady’s attention to two things in the settlement and what they have led to. The CPS can almost double in size its counter-terrorism unit, which has a growing case load, as she will appreciate. It can also recruit 100 more prosecutors to conduct work on serious sexual cases. In both those areas, the number of cases that the CPS has to deal with is growing substantially, and it is now in a position to do so.

HC Deb 14 January 2016 c978

Crown Prosecution Service

Asked by: Robert Neill

Will the Attorney General confirm that his response is entirely consistent with the evidence that the Director of Public Prosecutions has given recently to the Select Committee on Justice? The willingness of the Crown Prosecution Service to look innovatively at the ways in which it organises itself is being reinforced by its co-operation with the chief inspector’s proposal to carry out thematic reviews of its financing at a corporate level, which will drive further efficiencies.

Answered by: Jeremy Wright | Department: Attorney General

Yes, I agree with my hon. Friend, and it is important that the Crown Prosecution Service inspectorate takes that role. As I have indicated, it is
keen to ensure that its work is conducted as efficiently as possible, and it will need to do that in continuing difficult economic times. It is not right to suggest that the CPS does not have the resources that it needs to do its job well.

**HC Deb 14 January 2016 c979**

*Crown Prosecution Service*

**Asked by: Karl Turner**

This time last year the Director of Public Prosecutions asked the Attorney General for an extra £50 million to prosecute complex cases properly, but the spending review revealed a real-terms cut of 2.1% to the Law Officers Department. Given that the vast majority of the budget is taken up by the CPS, will the Attorney General confirm that the DPP is saying that she no longer needs the extra £50 million for which she was pleading just 12 months ago?

**Answered by: Jeremy Wright | Department: Attorney General**

May I start by congratulating the hon. Gentleman on his well deserved promotion? I point out, however, that I think four people have done his job in the time that I have been doing mine, so I wish him at least a comparatively long career in opposition.

As he knows—we have discussed this issue across the Dispatch Box previously—it is important to listen to what the CPS is saying now, not what it said a year ago, and what it is saying now is what I read to him in my initial answer. At the time, the CPS comment, with which the DPP fully agrees, was:

“This settlement will allow the CPS to respond to a changing caseload and the significant increase in complex and sensitive cases, such as terrorism, rape and serious sexual assaults and child sex abuse.”

That is what the DPP believes. She says that this is a good settlement, and I agree with her.

**HC Deb 14 January 2016 c979**

*Crown Prosecution Service: Funding*

** Asked by: Keir Starmer**

What steps he has taken to ensure that the measures relating to the Law Officers Department in the comprehensive spending review enable the Crown Prosecution Service to prosecute cases effectively.

**Answered by: Jeremy Wright | Department: Attorney General**

Throughout the spending review process, I have been keen to ensure that, while saving money wherever possible, the CPS received sufficient funding to prosecute its current case load effectively. I believe that the settlement we have achieved does indeed do that, and I particularly welcome the £4.4 million that has been ring-fenced for the CPS.
counter-terrorism division, which will nearly double in size, and the extra
funding provided to recruit 100 additional prosecutors to deal with
serious sexual offences.

HC Deb 26 November 2015 c1474

Crown Prosecution Service: Funding

Asked by: Keir Starmer

Should I need to declare an interest, I should tell the House that I was
the head of the Crown Prosecution Service for five years, from 2008 to
2013.

One of the reasons that the CPS has coped well with the cuts in the
past five years is that the case load of referrals from the police has gone
down. What level of assurance can the Attorney General give me that if
the case load goes up significantly or becomes more complex, further
funding will be made available to enable the CPS to carry out its
service?

Answered by: Jeremy Wright | Department: Attorney General

As the hon. and learned Gentleman would expect, if circumstances
change in that regard, we will speak to the Treasury again about money
to be made available to deal with them. The settlement takes account
of, and helps us to deal with, the substantial changes and significant
shifts in the case load that took place over the time when he was
Director of Public Prosecutions and subsequently.

HC Deb 26 November 2015 c1474

Crown Prosecution Service: Funding

Asked by: Robert Neill

Will my right hon. and learned Friend ensure that priority is given to
dealing with the woeful state of the CPS IT system, which has been a
long-running problem for many years? Secondly, will he ensure that all
changes to CPS systems to ensure efficiency are aligned with the
proposals that Sir Brian Leveson made in his report for overall
efficiencies within the criminal justice system?

Answered by: Jeremy Wright | Department: Attorney General

Yes, certainly. On my hon. Friend’s latter point, he will know that the
CPS has been closely involved with the Leveson review, and a large
number of Sir Brian’s conclusions come from what he has been told by
the CPS. As my hon. Friend will have noticed, some £700 million was
made available for digitalisation of the courts in the spending settlement
announced yesterday, through the Ministry of Justice settlement. The
CPS will benefit from and contribute to that process immensely.

HC Deb 26 November 2015 c1474
Crown Prosecution Service: Funding

Asked by: Karl Turner

At the beginning of the year, the DPP asked the Attorney General for an extra £50 million to plug the funding gap so that the CPS could properly prosecute complex matters, such as historical sex cases. He confirmed to this House that he was talking to the Treasury about this extra funding and that he thought it would understand the case he was making, but there was no mention in yesterday’s autumn statement of this extra, special funding for historical sex cases. What went wrong?

Answered by: Jeremy Wright | Department: Attorney General

The hon. Gentleman should pay close attention to what the CPS is saying now, as much as to what it said then. Let me tell him what it said yesterday in response to the settlement. It said:

“This settlement will allow the CPS to respond to a changing caseload and the significant increase in complex and sensitive cases, such as terrorism, rape and serious sexual assaults and child sex abuse."

The CPS is making the same point that I am making today about this settlement: it is a settlement that recognises the need to deal with precisely the type of increase in case load that he is talking about.

HC Deb 26 November 2015 c1475
4. Organisations and further reading

Crown Prosecution Service
Annual reports


Evidence given by Alison Saunders, Director of Public Prosecutions
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