Postmaster support policy

Contract suspenion

Version 5.0



Post Office is determined to reset its relationship with postmasters and has introduced policies that set out guidelines on how Post Office should support postmasters, specifically for use across twelve areas.

The policies stand on their own but should be reviewed in conjunction with each other. Support teams should have an awareness of all twelve policies and how they link together.

The twelve Postmaster Support Policies are listed in section 3.2 of this policy

Contents page

1	Defin	Definitions5		
	1.1	Definitions	5	
2	Over	view	6	
_	2.1	Introduction		
	2.2	Purpose		
	2.3	Core principles		
	2.4	Application		
	2.5	The risk	/	
3	Risk	appetite	9	
	3.1	Risk appetite	9	
	3.2	Policy framework	9	
	3.3	Who must comply?	10	
	3.4	Roles and responsibilities	10	
4	Proce	edure	. 16	
	4.1	Review		
	4.2	Alternatives to suspension		
	4.3	Contract Suspension Decision Rationale		
	4.4	Informing a postmaster of suspension		
	4.5	Payment during suspension		
	4.6	Temporary operation during suspension period		
	4.7	Suspension period		
	4.8	Postmaster Suspension Decisions Governance Committee		
	4.9	Reinstatement or termination following a period of suspension		
	4.10	Business improvement opportunities		
5	Whe	re to go for help	. 22	
	5.1	Additional policies	22	
	5.2	How to raise a concern	22	
	5.3	Who to contact for more information	22	
6	Gove	rnance	. 23	
	6.1	Governance responsibilities	23	

7 Doc	cument control	24
7.1	Document control record	24
7.2	Oversight committee	26
7.3	Company details	26

1 Definitions

1.1 Definitions

- 1. Postmaster Suspension Decisions Governance Committee ("Committee") The purpose of Committee is to review and provide oversight on decisions taken in respect of postmaster contract suspensions ensuring that any decision taken is done so within a legally and procedurally compliant and ethical framework.
- 2. Branch Assurance This is a comprehensive assessment of the current trading position of a branch, and includes the verification of reported levels of cash, foreign currency (if applicable), stock items and vouchers as well as a compliance review, to check if mandatory business conformance and regulatory compliance controls are operating as intended.
- 3. Review A review into the matter that may give rise to Post Office exercising its suspension rights undertaken by the
- 4. Postmaster or postmaster this refers to a limited company, partnership, limited liability partnership, other entity or individual that contracts with Post Office for the operation of a Post Office® branch
- 5. Temporary Postmaster this refers to a limited company, partnership, limited liability partnership, other entity or individual that contracts with the Post Office for the operation of a Post Office® branch on a temporary basis
- 6. Non-suspension monitoring The period after any decision taken not to suspend a postmaster's contract/agreement whereby there is continued monitoring of the issues identified over a defined period of time.
- 7. Contract Suspension Decision Rationale (see appendix 8.1) A rationale completed by the which captures the facts and findings of the review into the matter and sets out the rationale outlining the recommendation for review by the with support from Post Office legal services as required)
- 8. Suspension Review Period An initial, then monthly, review of the suspension made by the Postmaster Suspension Decisions Governance Committee to ensure there is still a basis for suspension.

2 Overview

2.1 Introduction

The has overall accountability to the Board of Directors for the design and implementation of controls to manage risk in the network¹. Risk in the network is an agenda item for the Risk Committee and the Post Office² board is updated as required.

This policy is a non-contractual document provided for information. It does not form part of a contract between any postmaster³ and Post Office.

This policy forms part of a suite of policies designed to deal with the management of postmaster contracts and for those teams deploying any aspect of this policy it should be read together with the Postmaster Contract Performance and Postmaster Contract Termination policies.

2.2 Purpose

This policy is part of a framework that has been established to set the minimum operating policies relating to the management of contracts with postmasters.

Post Office recognises that there may be occasions where it is necessary to suspend the contractual relationship with a postmaster. The purpose of this policy is to identify the circumstances in which suspension should be considered and the criteria which must be met before a decision to suspend is made. It will also outline the procedures to be followed in the case of suspension. Wherever possible Post Office will seek alternatives to suspension as outlined later in this policy.

This policy is one of a number of policies which provide a clear risk and governance framework and an effective system of internal control for the management of risk across the Group. Compliance with these policies supports the Group in meeting its business objectives and to balance the needs of postmasters, customers, shareholders, employees, other stakeholders (such as the government departments) and third party commercial partners including

2.3 Core principles

The act of suspension is a neutral, precautionary act. It is used to investigate the cause of a potential contractual breach identified by the little little

¹ In this policy, "network" means branches not directly managed by Post Office.

² In this Policy "Post Office" and "Group" means Post Office Limited.

³ In this Policy "postmaster" refers to a limited company, partnership, limited liability partnership or other entity or individual that contracts with Post Office for the operation of a Post Office® branch.

It is recognised that suspension may have an impact on the postmaster's core business and on the Post Office brand; therefore, a contract will only be suspended where absolutely necessary and after all reasonable alternatives have been considered (set out further under 4.2).

The period of suspension should be for as short a time as possible and Post Office will remain in touch with the postmaster throughout this time. Each suspended postmaster shall be assigned, and notified of, a specific to keep them up to date with developments during the period of suspension.

Accordingly this policy, and its linked policies, sets out clear and consistent guidelines to ensure that:

- a review is carried out to establish the applicable facts before any formal action is considered, to provide the postmaster with the opportunity to identify and address any issues of concern and to determine whether Post Office has the right to suspend the postmaster's contract;
- consideration is given to the postmaster's particular circumstances before deciding, acting in good faith, whether to suspend the postmaster's contract;
- · suspension only happens when it is necessary and alternatives have been considered; and
- postmasters continue to receive payment during any period of suspension.

Post Office will handle these situations in good faith and apply the principles of fairness, transparency, and professionalism (being the underpinning behaviours of Post Office).

2.4 Application

This policy is applicable to all all Post Office employees⁴ who manage postmaster contracts on behalf of Post Office and defines the minimum standards to control financial loss, postmaster impact, regulatory breaches and reputational damage in line with the Post Office's Risk Appetite.

2.5 The risk

In taking any decision to suspend a postmaster Post Office needs to:

- ensure that any decisions taken in respect of a postmaster contract are not exercised arbitrarily, capriciously or unreasonably;
- exercise any contractual power (including the right to suspend) honestly and in good faith for the purpose for which it was conferred on Post Office; and

⁴ In this policy "employee" means permanent staff, temporary staff including agency staff, contractors, consultants and anyone else working for or on behalf of Post Office and, for clarity, does not include postmasters or postmasters' staff.

exercise any discretion in accordance with the obligations of good faith, fair dealing, transparency, co-operation and trust and confidence.



3 Risk appetite

3.1 Risk appetite



3.2 Policy framework

This policy is part of a framework that has been established to set the minimum operating policies relating to the management of postmaster contract risks throughout the business and network in line with Post Office's risk appetite. The framework includes the following policies:

- Postmaster Onboarding
- Postmaster Training
- Postmaster Complaint Handling
- Network Monitoring and Branch Assurance Support
- Network Cash and Stock Management
- Network Transaction Corrections

- Postmaster Account Support
- Postmaster Accounting Dispute Resolution
- Postmaster Contract Performance
- Postmaster Contract Suspension (this policy)
- Postmaster Contract Termination
- Postmaster Contract Termination Decision Review

3.3 Who must comply?

Compliance with this policy is mandatory for all Post Office employees who manage postmaster contracts on behalf of Post Office.

Where non-compliance with this policy by Post Office employees is identified by Post Office, Post Office will carry out an investigation. Where it is identified that an instance of non-compliance is caused through wilful disregard or negligence, this will be investigated in accordance with the Group Investigations Policy.

3.4 Roles and responsibilities

- Audit, Risk and Compliance Committee is the Committee of the Post Office Limited Board which reviews and approves Postmaster Support policies.
- Risk and Compliance Committee is the standing committee of the Group Executive who
 review and approve Postmaster Support policies for recommendation to the Audit, Risk and
 Compliance Committee.
- — is the policy owner, who must comply with the governance responsibilities set out at section 6.1.
- is accountable for the deployment of this
 policy, for supporting Post Office personnel who carry out actions under this policy and for
 regularly reviewing the effectiveness of this policy and for drafting any amendments to it that
 may be required.
- Postmaster Suspension Decisions Governance Committee A group whose role it is to review all new, and ongoing suspensions, and consists of:



is (are) responsible for deploying the procedures set out in this policy.

The must:

- apply the Post Office's underpinning behaviours of fairness, transparency and professionalism;
- o be conversant with this policy and linked policies;
- gather as much preliminary information as possible relating to the issue which has caused suspension to be considered, liaising as appropriate with the postmaster and other Post Office teams:
- complete the Contract Suspension Decision Rationale when suspending a postmaster's contract;
- o consult with the postmaster's contract, and as necessary during the suspension process;
- o consider the options available as an alternative to suspension;
- ensure any decision is made in line with all other linked Post Office policies;
- ensure this suspension policy is adhered to and the postmaster is supported throughout the procedure, including arranging for the postmaster to be notified of the specific dealing with their case;
- o make the postmaster aware of the support available to them, including from the National Federation of Sub Postmasters;
- explain at the outset, when a postmaster's contract is being suspended, what involvement will be requested from the postmaster during the contract suspension period;
- keep in regular contact with the suspended postmaster throughout the suspension period;
- o deal with any contact (written or otherwise) from the postmaster, in a timely manner;
- if a meeting is required, be flexible, within reason, over the availability of the postmaster;
 and
- keep the suspension regularly under review (see 3.7), reinstating (or terminating) the agreement as soon as practicable.
- National Federation of Sub Postmasters (NFSP) is a professional trade association which
 exists to support postmasters.

• **Postmaster** – refers to a limited company, partnership, limited liability partnership, other entity or individual that contracts with Post Office for the operation of a Post Office® branch.

As many postmasters are limited companies or partnerships (and as individual postmasters may appoint managers to operate a branch on their behalf) any steps that need to be taken by a postmaster under this policy can be taken by someone authorised to act on that postmaster's behalf (such as a director or partner).

- In relation to this policy, the postmaster is expected to:
 - o comply with the terms of the suspension;
 - be transparent and open towards Post Office;
 - o ensure they respond to written correspondence and telephone calls in a timely manner in order to assist the in reaching a decision; and
 - o be flexible and available for meetings with the

In relation to this policy, the postmaster may:

- o contact their NFSP representative to support them through the process;
- arrange legal representation or other support for any written correspondence or meetings with Post Office;
- let their NFSP representative, legal representation or other support talk on their behalf during any meeting with Post Office Ltd
- request information and evidence from Post Office in connection with this process and wider investigation; and
- o contact a at any time during the suspension process, including regarding potential or actual termination.

If alternative action has been taken in preference to suspending the postmaster, the postmaster should comply with the terms of such alternative action.







4 Procedure

4.1 Review

Preliminary review

Any review will be a fair and unbiased method of considering issues identified prior to any formal action being considered. The process of review allows Post Office to establish facts and gives the postmaster the opportunity to identify and answer any issues of concern.

Post Office will ensure that complete records are kept of all reviews and that any decisions taken in relation to an investigation are documented in rationale documents.

Records will be retained in accordance with Post Office's document retention policy⁵.

Details of the investigation and relevant supporting records and information will be shared with the postmaster unless the material is subject to a restriction on disclosure such as:

- legal privilege;
- data protection law; and/or
- material relating to a criminal investigation.

should make an asessment of whether any restrictions on disclosure apply in advance of sharing material with the postmaster and seek advice from Post Office's Data Protection and Information Rights Team if required.

will inform the postmaster of the grounds on which the postmaster is being reviewed and the postmaster's rights to access information and records relating to the review.

When considering suspension, Post Office must complete a preliminary review. This preliminary review will, as a minimum, include a review of the contract between Post Office and the postmaster to confirm the extent of Post Office's right to suspend.

The contractual right to suspend may arise:

- o if the postmaster is arrested or charged with a criminal offence;
- o if the postmaster has civil proceedings brought against them;
- there are grounds to suspect the postmaster is insolvent; and/or
- due to irregularities or misconduct in the operation of the branch.

Post Office must check the contract in each case as the grounds may differ. If the contract does not contain a contractual right to suspend, the Post Office must not suspend the postmaster from operating the branch; and

A review of the facts related to the review to establish whether Post Office is itself in material breach of duty in respect of the matters giving rise to the right to suspend. If it is, Post Office must not suspend the postmaster from operating the branch.

This will include:

- a review of previous correspondence with the postmaster; and
- a review of any other supporting documents held by Post Office.

This investigation may also include:

- a Branch Assurance visit:
- a review of Network Monitoring records; and
- information provided to Post Office by an outside body or source, for example, the police, insolvency practitioners, or Post Office clients.

Once this initial investigation has been completed, the should refer to 4.3 (Contract Suspension Decision Rationale) to determine whether there is sufficient rationale to warrant suspending the postmaster.

Review during suspension

Post Office is likely, in most cases, to need to complete further reviews once a postmaster is suspended from operating the branch. These reviews may be complex but must be completed as soon as practicable (in accordance with section 4.7 (suspension period)) in order to limit any period of suspension to what is necessary to complete the review. The output of these further reviews should be recorded in the Contract Termination Decision Rationale document.

4.2 Alternatives to suspension

Suspension will only be applied where absolutely necessary to review the cause of a potential contractual breach identified by the considered.

Alternative options to suspension may include:

 Non-suspension monitoring – continued monitoring of the issues identified over a defined period of time, with any further or escalating issues being flagged to the reconsider suspension.

 Other contractual performance measures and/or restrictions contained in the Postmaster Contract Performance policy⁶.
The should document alternatives to suspension in the same way as a decision to suspend a postmaster (in the Contract Suspension Decision Rationale) and Post Office should ensure that records of these decisions are also kept in accordance with Post Office's document retention policy.
4.3 Contract Suspension Decision Rationale
Post Office must not suspend any postmaster from operating the branch without reasonable and proper cause (even if they have a contractual right to do so). This power is discretionary but must be exercised in good faith. This is a question of fact but means that Post Office should apply its underpinning behaviours of fairness, transparency, and professionalism.
Whenever a review leads to suspension being considered, the Contract Suspension Decision Rationale must be completed by the
Factors that the should consider when deciding whether or not to suspend a postmaster from operating the branch include:
There being a risk to the postmaster;
There being an immediate risk to Post Office assets;
 There being a risk to Post Office's brand and/or Post Office's reputation of the postmaster continuing to operate the branch.
This is not intended to be a full list of considerations relevant to suspension and the should consider all the circumstances of the case and conduct a balancing exercise of the relevant risks.
4.4 Informing a postmaster of suspension
In the first instance, the postmaster will be informed by the suspension. Where a postmaster cannot be contacted immediately, Post Office will make every effort to inform the postmaster of their suspension through whatever contact details they hold for the postmaster. This initial contact will be followed up by a Suspension Letter, which will be sent as soon as possible following suspension by the
⁶ The Postmaster Contract Performance policy

When informing the postmaster of their suspension, subject to any restrictions on disclosure (see 4.1 above) the should outline the following to the postmaster:

- The reason(s) for the suspension, including the factual circumstances and contractual basis;
- That they are being suspended in accordance with their contract and in line with the Post
 Office Suspension Policy⁷, a copy of which can be made available to the postmaster on
 request;
- That a preliminary review has already been carried out and that information and records
 relating to the preliminary review and any subsequent review will be made available to them
 where possible;
- That the suspension period will be kept to the minimum period required to complete the review and that the postmaster will be kept informed throughout the period of suspension as per the processes outlined in 4.7;
- That the postmaster will receive payment during their suspension as per 4.5;
- The possibility of Post Office arranging for a temporary operator to operate their premises and the processes involved in this, if the postmaster is willing (see 4.6); and
- Any other relevant information that should be shared with the postmaster at this stage.

4.5 Payment during suspension

Postmasters will receive payment during suspension.

4.6 Temporary operation during suspension period

In order to minimise the impact of any suspension period on the postmaster's business, on communities and on Post Office, Post Office will offer to attempt to find a temporary operator for any premises where the postmaster has been suspended. A temporary operator will only be able to operate with the express permission of the postmaster.



⁷ The Postmaster Contract Suspension policy

4.7 Suspension period

Suspension periods will be kept to the minimum period reasonably required to complete the review and both Post Office and postmasters must cooperate in this regard.

Post Office may suspend a postmaster for as long as it has a reasonable and proper reason to do so in the view of the Postmaster Suspension Decision Governance Committee. The Post Office must act promptly to review the circumstances of the suspension and decide to either re-instate the postmaster or terminate the postmaster's contract as soon as is practicable.

Post Office will keep any suspensions under regular review to make sure it continues to have a contractual basis for suspension throughout. The review will be completed by the Postmaster Suspension Decisions Governance Committee (see 4.8).

In addition to this there should be regular communication with the postmaster through their



4.8 Postmaster Suspension Decisions Governance Committee

The purpose of the Committee is to sit on a monthly basis and:

- Review and approve all decisions to suspend a Postmaster's Agreement taken since the last Committee meeting to ensure that a decision to suspend was taken in line with the relevant contract and Post Office policies;
- Review all ongoing Postmaster Agreement suspensions and approve that it is reasonable and proper to keep a Postmaster suspended. If not, the Committee will recommend that steps are taken to reinstate the Postmaster's contract or request that a termination review is triggered (in which case the principles of the Postmaster Contract Termination Policy⁸ will
- Ensure that the relevant team has been engaged with and there is a clear line of sight on the actions required (for example any discrepancies associated with the suspension or engagement with external agencies through the Assurance & Complex Investigations Team);
- Ensure the lessons learnt from the Committee are shared with the appropriate team(s) and monitor progress to completion.

4.9 Reinstatement or termination following a period of suspension

Reinstatement or termination should happen as quickly as possible once a review has been completed or Post Office identifies that it no longer has a reasonable and proper reason to maintain the suspension.

⁸ The Postmaster Contract Termination policy

For reinstatements, the postmaster should receive a letter confirming the end of the suspension
period and the outcomes of any review. For terminations, the postmaster will receive communications
in accordance with the Postmaster Contract Termination policy.

is responsible for ensuring the postmaster's reinstatement is carefully planned, supported and in accordance with the wishes of the postmaster. This may be assisted by liaising with the relevant other Post Office support teams and/or the NFSP. Examples of considerations that the should make include:

- What date is appropriate for any re-fund or transfer branch assurance visits to take place;
- Whether it is appropriate for the postmaster to undergo further training prior to reinstatement;
- Whether it is appropriate for the postmaster to have additional on-site support post reinstatement. Any decision to terminate the postmaster's contract should be taken in accordance with the Postmaster Contract Termination policy.

4.10 Business improvement opportunities

As part of the review process the	may identify improvem	ent opportunities or
business issues outside of the decisions being r	reviewed (for example have	avenues of support not
offered to the postmaster been identified). In th	ese instances, the	will capture
opportunities on the Contract Suspension Decis	sion Rationale document.	
It is the role of the	to follow	up on any business
		. ,
improvement opportunities identified. These wi	III be monitored and tracked	d.

5 Where to go for help

5.1 Additional policies

This Policy is one of a set of policies.

5.2 How to raise a concern

Any postmaster, any postmaster's staff or any Post Office employee who suspects that there is a breach of this Policy should report this without any undue delay.

If a postmaster or any postmaster's staff are unable to raise the matter with the area manager of the relevant branch or if a Post Office employee is unable to speak to her or his line manager, any person can bring it to Post Office's attention independently and can use the Speak Up channels for this purpose. Any person can raise concerns anonymously, although disclosing as much information as possible helps ensure Post Office can conduct a thorough investigation.

For more details about how and where to raise concerns, please refer to the current Whistleblowing Policy

Please note that a postmaster may also contact the National Federation of Sub-Postmasters (NFSP) for help and support.

5.3 Who to contact for more information

If you need further information about this policy or wish to report an issue in relation to this policy, please contact

6 Governance

6.1 Governance responsibilities

The Policy sponsor, the Group Chief Retail Officer of Post Office, takes responsibility at Group Executive level for policies covering their areas.

who is responsible for ensuring that the content The Policy Owner is the is up to date and is capable of being executed. As part of the review process they need to ensure that the minimum controls articulated in the policy are working or to identify any gaps and provide an action plan for remediation Additionally, the and the are responsible for providing appropriate and timely reporting to the Risk and Compliance Committee

The Audit, Risk and Compliance Committee are responsible for approving the Policy and overseeing compliance.

The Board is responsible for setting Post Office's risk appetite.

and the Audit, Risk and Compliance Committee as required.

7 Document control

7.1 Document control record

Summary

GE policy sponsor	Standard owner	Standard implementer	Standard approver
Martin Roberts (Group Chief Retail Officer)			R&CC/ARC
Version	Document review period	Policy – effective date	Policy location
5.0	Annual	12/2023	Postmaster Support Policies

Revision History

Version	Date	Changes	Updated by
1.1	2nd March 2020	Draft Version	
1.3	6th March 2020	Legal Review	
1.4	17th March 2020	For working group review	
1.5	9th April 2020	Final Draft with working group revision	
1.6	14th May 2020	Final draft following further legal review	
2.0	6th April 2021	Annual review – initial draft changes	
2.1	14th April 2021	Initial legal review	
2.2	26th April 2021	Second legal review	
		Addition of process map	
		Alignment with other postmaster support policies	
2.3	4th May 2021	Risk appetite amendment	
3.0	23rd May 2021	Updated following ARC feedback including:	
		Updated to V3.0	
		Addition of definitions	
		Addition of Contract Performance Rationale	
		Added linked policy statement to front page	

		Added reference to the Group Investigations Policy to section 3.3 Who Must Comply?	
		Updated link to section 5.1	
		Added footnotes to link to other policies referred to in this policy.	
3.1	16 November 2021	Annual Review 3.1 Updated risk appetite statements to include Operational statements 4.9 New section – referencing Decision Review process and policy 4.10 New section – Business Improvement Opportunities	
3.2	18 February 2022	Updates made to reflect legal review of Decision Review Policy and changes relevant to this policy. NFSP review	
4.0	1st April 2022	Amended version number following approval	
4.1	5 th July 2022	2.1, 3.4, 3.5, 5.3, 6.1, 7.1 – updated owner and sponsor Font updated to Nunito Sans	
4.2	10 th October 2023	Annual Review 1.1 (and throughout) – addition of the Postmaster Suspension Decisions Governance Committee 1.1 (and throughout) - Definition of 'Investigation' changed to 'Review' 1.1 (and throughout) - Suspension Rationale renamed Contract Suspension Decision Rationale (plus associated changes throughout) 2.1 3.4 RCC and ARC added 3.4 Clarified the wording to outline that representation can be provided by NFSP or a legal firm. Anything else would be classed as support 3.4 Addition of a note to say that the NFSP representative, legal representation or other support talk on a postmaster's behalf during any meeting with Post Office Ltd 3.5 Control standard added whereby the Postmaster Suspension Decisions Governance Committee will review all decisions to suspen 4.8 Postmaster Suspension Decisions Governance Committee added 4.9 Removal of this section as this review role is covered by the Postmaster Suspension Decisions Governance Committee (4.8)	

		5.2 Added Speak Up contact details 8.2 Process map updated to reflect Committee	
5.0	15 th December 2023	Amended version number following approval Rebranded	

7.2 Oversight committee

Oversight Committee: Risk and Compliance Committee and Audit, Risk and Compliance Committee

Committee	Date Approved
POL R&CC	10 NOV 2023
POL ARC	27 NOV 2023

Next review: 30 NOV 2024

7.3 Company details

Post Office Limited and Post Office Management Services Limited are registered in England and Wales. Registered numbers 2154540 and 08459718 respectively. Registered Office: Finsbury Dials, 20 Finsbury Street, London EC2Y 9AQ.

Post Office Management Services Limited is authorised and regulated by the Financial Conduct Authority (FCA), FRN 630318. Its Information Commissioners Office registration number is ZA090585.

Post Office Limited is authorised and regulated by Her Majesty's Revenue and Customs (HMRC), REF 12137104. Its Information Commissioners Office registration number is Z4866081.

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