

19 September 2024

FOI Ref 16890

Request - You asked us the following:

1. does your force adhere to section 20 of the Immigration and Asylum Act 1999 which requires Police to contact the Home Office Immigration Enforcement (HOIE), National Command and Control Unit (ICCE) and officers are required to submit an International Criminal Conviction Exchange request (ICCE) when an asylum seeker/refugee is arrested.
2. what is the number of asylum seekers/refugees arrested per month over the past 12-months.
3. what were the type of offences committed by asylum seekers/refugees arrested per month over the past 12-months.
4. what is the number of foreign nationals arrested per month over the past 12-months.
5. what were the type of offences committed by foreign nationals per month over the past 12-months.

Updated request – additional question:

6. is your statutory obligation to reply to FOI requests a legal duty

We received your request on 20/05/2024 and have processed this under the Freedom of Information Act (FOIA).

Please find below our response.

Staffordshire Police holds the following requested information.

1. does your force adhere to section 20 of the Immigration and Asylum Act 1999 which requires Police to contact the Home Office Immigration Enforcement (HOIE), National Command and Control Unit (ICCE) and officers are required to submit an International Criminal Conviction Exchange request (ICCE) when an asylum seeker/refugee is arrested. – **Information held.**
2. what is the number of asylum seekers/refugees arrested per month over the past 12-months. – **Information held.**
3. what were the type of offences committed by asylum seekers/refugees arrested per month over the past 12-months. – **Information held.**
4. what is the number of foreign nationals arrested per month over the past 12-months. – **Information held.**
5. what were the type of offences committed by foreign nationals per month over the past 12-months. – **Information held.**
6. is your statutory obligation to reply to FOI requests a legal duty – **Information held.**



Staffordshire Police discloses/withholds the following information.

1. does your force adhere to section 20 of the Immigration and Asylum Act 1999 which requires Police to contact the Home Office Immigration Enforcement (HOIE), National Command and Control Unit (ICCE) and officers are required to submit an International Criminal Conviction Exchange request (ICCE) when an asylum seeker/refugee is arrested. – **Disclosed, yes.**
2. what is the number of asylum seekers/refugees arrested per month over the past 12-months. – **Withheld.**
3. what were the type of offences committed by asylum seekers/refugees arrested per month over the past 12-months.- **Withheld.**
4. what is the number of foreign nationals arrested per month over the past 12-months. - **Withheld.**
5. what were the type of offences committed by foreign nationals per month over the past 12-months. - **Withheld.**
6. is your statutory obligation to reply to FOI requests a legal duty - **Withheld.**

The above information has been withheld for the following reasons:

In accordance with Section 17(1) of the Freedom of Information Act, this letter represents a refusal notice for this particular request.

The information can already be found within the public domain.

The following exemptions have been applied:

- Section 21(1) - Information reasonably accessible by other means.
- Section 21 is an absolute, class-based exemption and as such there is no requirement to quantify the harm that may arise from the disclosure, nor is there a requirement to perform a Public Interest Test.

Public Interest Test

Not Applicable

Advice and assistance

In order to comply with our obligations under Section 16 of the Act, the obligation to provide advice and assistance, please find below links to the information requested.

- <https://www.staffordshire.police.uk/SysSiteAssets/foi-media/staffordshire/2024-published-foi-requests/july/foi-16968-arrests-of-foreign-nationals.pdf>



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- <https://www.staffordshire.police.uk/SysSiteAssets/foi-media/staffordshire/2024-published-foi-requests/july/foi-16968-arrests-of-foreign-nationals-data.pdf>
- <https://www.staffordshire.police.uk/SysSiteAssets/foi-media/staffordshire/2024-published-foi-requests/september/foi-16977-arrest-of-foreign-nationals.pdf>
- <https://www.staffordshire.police.uk/SysSiteAssets/foi-media/staffordshire/2024-published-foi-requests/september/foi-16977-arrest-of-foreign-nationals-data.pdf>
- <https://ico.org.uk/for-organisations/foi/guide-to-managing-an-foi-request/timescales/>

Next steps

You can ask us to review our response.

If you would like us to carry out a review of our response, please let us know within two months of the date of receipt of this email, review requests should be addressed to:

foi@staffordshire.police.uk

Or by Post to:

Central Disclosure Unit
Staffordshire Police HQ
PO Box 3167
Stafford
ST16 9JZ

Please remember to quote the reference number in any future communications.

Freedom of Information
Central Disclosure Unit