

27 November 2024

FOI Ref 17509

Request - You asked us the following:

1) Please could you provide statistical data for arrests under sections 12 and 14 of the Public Order Act 1986 between January 2017 - July 2024 (inclusive).

2) Furthermore, please could you provide statistical data for arrests under (i) s.78 Police, Crime, Sentencing and Courts Act 2022; and (ii) the Public Order Act 2023. Please could you provide this statistical arrest data for the period June 2022 – July 2024 (inclusive).

For every arrest reported, please specify the age grouping of the persons arrested, the gender of the persons arrested, and the ethnicity of the persons arrested.

We received your request on 25/11/2024 and have processed this under the Freedom of Information Act (FOIA).

Staffordshire Police's response to your enquiry is as follows:

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

The following exemption has been applied:

- Section 12(1) where the cost of compliance exceeds the appropriate limit.
- Section 12(1) does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the prescribed limit'.

The above information has been withheld for the following reasons:

This is because on 20th May 2020 Staffordshire Police implemented a new case management system. This system brought data from a number of legacy systems into one to provide a single nominal record, including the custody system. The old custody system has now been decommissioned and as a result there is no search facility to be able to retrieve the requested data. It would entail searching thousands of records to establish if it fitted the criteria of the request. To achieve this task would exceed the 18-hour time and cost threshold stipulated by the FOI Act.

Advice and assistance

Section 16 of the Act places an obligation upon the Authority to provide advice and assistance, in order to comply with this obligation please see below.

To assist in refining your request, data can be provided for all arrests for the specified sections of the above Acts from 20th May 2020 onwards. Age, gender and ethnicity of the detainees can also be provided but please be advised that this may attract further exemptions.

Freedom of Information Request Appeals Procedure

1. Who Can Ask for a Review

Any person who has requested information from Staffordshire Police, which has been dealt with under the Freedom of Information Act, is entitled to complain and request an internal review, if they are dissatisfied with the response they received.

2. How to Request a Review

Requests for review of a Freedom of Information request must be made in writing within two months of the date of receipt of this email, and should be addressed to:

foi@staffordshire.police.uk

Or by Post to:

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

The reference number, date of the request and details of why the review is being requested must be included. Requests for review should be brought to the attention of the Central Disclosure Unit within two months of the Force's response to the original FOI request.

3. Review Procedure

Receipt of a request for review will be acknowledged in writing. The review will be conducted by another Decision Maker who is independent from the original Decision Maker. The Central Disclosure Unit will set a target date for a response. The response will be made as soon as is practicable with the intention to complete the review within 20 working days. In more complex cases the review may take up to 40 working days.

The independent Decision Maker will conduct a review of the handling of the request for information and of decisions taken, including decisions taken about where the public interest lies in respect of exempt information where applicable. The review enables a re-evaluation of the case, taking into account the matters raised by the complaint.

4. Conclusion of the Appeal

On completion of the review the Independent Decision maker will reply to the complainant with the result of the review. If the complainant is still dissatisfied following the review they should contact the Information Commissioner to make an appeal. The Information Commissioner can be contacted via the following details:



STAFFORDSHIRE
POLICE

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

ICO Website for complaints link: <https://ico.org.uk/make-a-complaint/foi-and-eir-complaints/foi-and-eir-complaints/>

Freedom of Information
Central Disclosure Unit