

15 January 2025

FOI Ref 17651

Request - You asked us the following:

Under the Freedom of Information Request please provide the following information:

Confirmed or suspected spiking incidents involving vapes or similar over the last 5 years (2020, 21, 22, 23, 24 – i.e. attended / charged / investigated incidents)

I would like this information broken down by the following, where available:

- Age
- Gender
- Whether the incident occurred at a place of education, for example school or college
- Whether the victim required any treatment at hospital
- Date of the incident
- The drugs involved i.e. spice, nitazenes

Background:

I don't know how these offences may be recorded in your system, but the range of crimes listed could include:

- Administering drug with intent to commit indictable offence
- Administering poison so as to endanger life
- Use of noxious substances or things to cause harm and intimidate
- Administering poison with intent to injure or annoy
- Administering a substance with intent

Please where possible cross reference these offences with records that directly mention spiking and vapes.

If it is not possible to provide the information requested due to the information exceeding the cost of compliance limits identified in Section 12, please provide advice and assistance, under your Section 16 obligations, as to how I can refine my request to be included in the scope of the Act. In any case, if you can identify ways that my request could be refined, please provide further advice and assistance to indicate this.

We received your request on 09/01/2025 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:

There is no method by which we can readily retrieve information from our systems to answer this request. There is no specific offence for 'spiking'; therefore This type of offence would likely be recorded as, 'administering poison or other noxious thing' or 'administering a substance with intent'. This would require manually sifting through many crime reports to see whether they are relevant to your request. For your time period request there has been 420 offences in order to ascertain whether the offence related to spiking or involved vapes would require manual review. To extract this data would therefore require a very labour-intensive manual trawl through each record. From dip sampling, it has been estimated that it would take approximately 5 minutes to review each record to answer this request, this would equate to over 35 hours. To achieve this task would therefore exceed the 18-hour time and cost threshold of the FOI Act by some considerable margin.

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.

In order to assist in refining your request, data could be provided where the offence is recorded as 'administering poison or other noxious thing' or 'administering a substance with intent', and where the free text search includes 'spiking' or 'vapes. However, please note further exemptions may apply.

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.



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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:

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