

8 July 2025

FOI Ref 21519

Request - You asked us the following:

- 1) Are custody photos published on the force's web site? Do they remain there indefinitely?
- 2) Are there restrictions on who custody photos are made available to? Can any member of the public request them? Can press organisations?
- 3) What criteria are used in determining the release/publication of a custody photo of a person charged with/convicted of an offence? Is there a minimum sentence length requirement for photo publication? Please include every requirement in your response.

We received your request on 01/07/2025 and have processed this under the Freedom of Information Act (FOIA).

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

Staffordshire Police holds the requested information.

- 1) Are custody photos published on the force's web site? Do they remain there indefinitely? – **Disclosed, yes some custody photos are published on our website. No, they are removed when the conviction is considered spent.**
- 2) Are there restrictions on who custody photos are made available to? Can any member of the public request them? Can press organisations? – **Disclosed, the media can request custody photos once someone has been convicted. Members of the public can request a copy of their own custody images under the Right of Access provision of the Data Protection Act as this would constitute as their own personal data; however they would not be granted access to any images other than their own.**
- 3) What criteria are used in determining the release/publication of a custody photo of a person charged with/convicted of an offence? Is there a minimum sentence length requirement for photo publication? Please include every requirement in your response. – **Disclosed, we have a risk assessment form which the Officer in the case has to complete before we release custody photos. We don't have a minimum sentence length for publication. We issue/publish on conviction.**

Please be advised that all Freedom of Information request responses are published on the Staffordshire Police website although personal details are not included.

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.



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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:

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