

8 September 2025

FOI Ref 21822

Request - You asked us the following:

I am writing to request the following information under the Freedom of Information Act 2000. For each of the years 2019, 2020, 2021, 2022, 2023, 2024, and 2025 to date, please provide:

1. The number of individuals arrested under:
 - o Section 1 of the Malicious Communications Act 1988
 - o Section 127 of the Communications Act 2003
 - o Offences created by the Online Safety Act 2023 (including but not limited to cyberflashing, threatening communications, false communications, and epilepsy trolling offences)
2. Where available, please also provide the outcome of these arrests (e.g. charged, cautioned, released with no further action).

If any part of this request exceeds the cost limit, please provide the information you can supply within the statutory limit.

We received your request on 04/09/2025 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:

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.

In order to assist in refining your request. If you wish to amend your request from 20th May 2020. Data could be supplied from 20/05/2020 to 04/09/2025 for arrests made under Section 127 of the

Communications Act 2003, Section 1 of the Malicious Communications Act 1988 and the Online Safety Act 2023 broken down by outcome and year.

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.

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:

Information Access Team
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 Information Access Team 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 a Supervisor who is independent from the original Decision Maker. The Information Access Team 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 Supervisor 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 Supervisor will reply to the appellant with the result of the review. If the appellant is still dissatisfied following the review they should contact the Information



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Commissioner to make an appeal. The Information Commissioner can be contacted via the following link:
<https://ico.org.uk/make-a-complaint/foi-and-eir-complaints/foi-and-eir-complaints/>

Freedom of Information
Information Access Team