



Dear ,

**Gloucestershire Constabulary Freedom of Information request 2023.0178**

On 07/02/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

1. In each of the calendar years (January 1 to December 31) going back to January 1 2018 to present day, how many people were bailed having been arrested on suspicion of:
  - i. Rape and other serious sexual offences
  - ii. Murder
  - iii. Aggravated Burglary
  - iv. Robbery
  - v. Violence against the person
2. For each of the above, please can you break them down by ethnicity?
3. For those same offences, how many people were arrested and Released Under Investigation (RIU)?
4. For each of the above, please can you break them down by ethnicity?

Under the Freedom of Information Act 2000 s1, I can confirm that Gloucestershire Constabulary holds some relevant information.

Unfortunately, it's not possible to electronically search for the information you have requested.

The primary function of the Constabulary's Arrest Recording System is to assist the Constabulary in adhering to Code C of the Police and Criminal Evidence Act. As such, its reporting function is limited. The system does not record detentions under specific offences under the Home Office Counting Rules for Recorded crimes; instead it uses Reason for Arrest (RFA) Categories. Unfortunately there is no specific RFA Categories for the offences you have stated above.

Therefore, although it's possible to confirm how many total detentions resulted in 'bail' or 'released under investigation', in order to ascertain whether the detentions fit the offences you have requested above, a manual review of thousands of records would be required to try and cross reference them to a crime record. This would clearly take far longer than the 18 hours prescribed by Section 12 of the Freedom of Information Act.

Please see below for suggestions on how you may be able to refine your request to come within the cost constraints of Section 12 of the Act.

Section 17(5) of the Freedom of Information Act 2000 requires Gloucestershire Constabulary, when refusing to provide information (because the information is exempt) to provide you the applicant with a notice which: (a) states the fact, (b) specifies the exemption in question and (c) states (if not otherwise apparent) why the exemption applies.

In relation to your request Section 12 applies.

Section 12(1) – Fee Regulations states:

Section 1(1) of the Act 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 appropriate limit. (As detailed in the Data Protection and Freedom of Information Fees Regulations of 2004)

The appropriate limit at the moment is £450 calculated at an hourly rate of £25 per hour for all staff time incurred in:

- i. Determining whether information is held
- ii. Locating it
- iii. Retrieving it
- iv. Extracting the information to be disclosed from the other information.

In accordance with the Act, this letter represents a Refusal Notice for your request.

Under Section 16, duty to assist, I can confirm that the following information is retrievable:

1. Details of detentions that resulted in bail and released under investigation, as per the RFAs recorded, or
2. Details of those detentions recorded from June 2018, that resulted in bail and released under investigation, whereby a police outcome of charge was recorded, broken down by the specific offence recorded.

If either of the above searches would still be useful, please submit a new FOI Request to [foi@gloucestershire.police.uk](mailto:foi@gloucestershire.police.uk)

If you are not satisfied with this response or any actions taken in dealing with your request, you have the right to ask that we review your case under our internal procedure. Please note that a request for an internal review must be made within 20 working days of the response to your original request.

If you decide to request that such a review is undertaken and following this process you are still unsatisfied, you then have the right to direct your complaint to the Information Commissioner for consideration.

Yours sincerely,

Disclosure Officer  
Gloucestershire Constabulary