



Dear ,

Gloucestershire Constabulary Freedom of Information request 2023.0234

On 23/02/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

Under the Freedom of Information Act, I would like to request the following information.

1. Between November 1 2022 and February 1 2023, how many people were arrested and then Released Under Investigation (RIU)?
2. For each of the above, please can you break them down into offence.
3. For each of the above, please can you break them down by sex.
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.

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.

It's possible to electronically retrieve the number of detentions that had an outcome of Released Under Investigation (RUI) and separately the offences that were recorded against a detention. However it's not possible, for those detentions that had multiple custody outcomes or multiple offences recorded, to determine which offences had the custody outcome of RUI.

As an example, if there was a custody record that had 3 offences linked to it and 2 of those offences were NFA'd but the 3rd had a custody outcome of RUI, it is not possible to statistically retrieve which offence the RUI was linked to.

Therefore in order to ascertain accurate information, 271 custody records would need to be manually review. This would take longer than the 18 hours prescribed by Section 12 of the Freedom of Information 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.

Providing Information Outside of the Act

By way of assistance and although excess cost removes the Force's obligations under the Freedom of Information Act, I can confirm the following information relevant to your request which has already been retrieved. We trust this is helpful but it does not affect our legal right to rely on the fees regulations for the remainder of your request.

I can confirm that the Constabulary recorded 271 detentions from 01/11/2022 to 01/02/2023 that had at least one custody outcome of RUI.

Gender	Total
Female	37
Male	234
Total	271

Ethnicity	Total
Asian	4
Black	16
Mixed	11
Not Stated	24
Other	1
White	215
Total	271

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