



Dear

Gloucestershire Constabulary Freedom of Information request 2023.0302

On 14/03/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

This is a request for information under the Freedom of Information Act 2000 regarding detention in police cells under immigration powers.

1. Per calendar year, from 2018 up to and including 2022, how many people were detained under the Reason for Arrest category of 'Immigration Offences'? As well as providing the total figure, please also provide:
 - a) A breakdown by detainee's country of origin
 - b) A breakdown by detainee's gender
 - c) A breakdown by detainee's age in the following categories: under 10, under 16, under 18, 18-75 and over 75
 - d) A breakdown of length of time held in a police cell under immigration powers under the following categories: under 24 hours, between 24 and 48 hours, between 48 and 72 hours, over 72 hours
 - e) For cases where the detainee was held for over 72 hours, please share how long each person was held in a police cell under immigration powers
2. Per calendar year, from 2018 up to and including 2022, how much money has the force received from the Home Office for holding people in police cells under immigration powers?
3. Please share how much the force currently (as of 10 February 2023) receives from the Home Office per person for each day they are held in police cells under immigration powers.

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

Unfortunately, there is no mandatory requirement to recorded the country of origin of persons detained under immigration powers, therefore the only way to answer this question would be to manually review all relevant records. Following our initial searches, 412 records have been identified as relevant to your request. As such, a manual review of these records would take longer than the 18 hours prescribed by 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.

You should consider this to be a refusal notice under Section 17 of the Act for this part of your request.

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

1. Following the initial searches of the Arrest Recording System please find below the breakdowns of the data that we have been able to electronically retrieve.

Gender	2018	2019	2020	2021	2022	Total
Female	20	11	8	7	4	50
Male	108	100	49	41	62	360
Unknown	0	1	0	1	0	2
Total	128	112	57	49	66	412

Age Group	2018	2019	2020	2021	2022	Total
Under 10	0	0	0	0	0	0
Under 16	2	2	7	0	2	13
Under 18	5	5	3	3	7	23
18-75	121	105	47	46	57	376
Over 75	0	0	0	0	0	0
Total	128	112	57	49	66	412

Detention Length	2018	2019	2020	2021	2022	Total
Under 24 Hours	83	75	43	34	47	282

24 To 48 Hours	33	32	14	12	18	109
49 To 72 Hours	11	0	0	3	1	15
73 Hours and over	1	5	0	0	0	6
Total	128	112	57	49	66	412

For those being held for over 73 hours, I can confirm the actual lengths of detention are:

73h 54m
74h 32m
80h 37m
80h 37m
80h 37m
88h 20m

Please note that persons held under immigration powers are released to the custody of Immigration Enforcement officials. The length of Police detention is determined by their availability to accept custody of the individual.

2.

Year	Total (£)
2018	29,477.12
2019	57,686.16
2020	13,585.47
2021	593.40
2022	9,248.00
TOTAL	110,590.15

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I can confirm that Gloucestershire Constabulary receives £30.30 per hour for the initial 12 hours of detention. For additional hours, the constabulary receives a further £20.10 per hour.

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