



Dear

Gloucestershire Constabulary Freedom of Information request 2023.0490

On 03/05/2023 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. How many people were Released Under Investigation (RIU) between June 1 and October 31 2022.
2. How many people were Released Under Investigation (RIU) between February 2 2023 and March 31 2023.
3. For each of the above, please can you break them down into offence.

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.

Following an arrest, an individual is booked into Custody with a Reason for Arrest (RFA) Category rather than a specific offence. This is because a person can be arrested for one offence but charged with a different offence. The detention could have more than one RFA linked to the custody record depending on the arrest scenario.

When a person is then released from custody, their detention record will show the reason e.g. Released Under Investigation (RUI). However, it's possible that there could more than one custody outcome e.g. if there were 3 RFA's recorded, one could result in a Released Under Investigation, one could be NFA'd and the individual could be bailed for the remaining one.

Although it's possible to retrieve the number of detentions that had at least one custody outcome of RUI, it's not possible to link this electronically back to a specific RFA or offence. As such, in order to ascertain the specific offences that were linked to a custody outcome of RUI, a manual review of over 1400 records would be required. This would

clearly take far 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.

Unfortunately, I'm unable to assist in suggesting ways of refining your request to come within the confines of Section 12 of the Act. Even reducing the timescale would not reduce the number of records enough that a manual review could be conducted within the timescale but still provide meaningful information.

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