



Gloucestershire Constabulary Freedom of Information request 2023.0688

On 01/07/2023, you sent an email constituting a request under the Freedom of Information Act asking the following:

I am writing to request information under Freedom of Information, relating to the use, by your Force, of Community Protection Notices.

In particular, I would be grateful if you could please provide the following information relating to the time period, 1 January 2020 to 31 March 2023:

1. How many Criminal Behaviour Orders has your Force imposed?
2. What was the "conduct" that triggered the imposition of a Community Protection Notice?
3. What conditions were imposed by the Community Protection Notice, negative and positive?
4. How many breaches of Community Protection Notices have taken place?
5. Which conditions were breached?

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

Criminal Behaviour Orders and Community Protection Notices are two different orders, therefore please be advised that any information held will not correlate.

With regards to Community Protection Orders, these orders are triggered by many different behaviours, therefore a breach of an order can be caused by many different factors.

Unfortunately, there is no central record for Criminal Behaviour Orders. They are managed by Neighbourhood Policing Teams and to determine if any relevant information is held, all Neighbourhood Policing Teams and Officers Pocket Notebooks would need to manually reviewed.

Even by narrowing this request down to those most likely to potentially hold this information, or reducing the timescale of the request, we have estimated that this part of the request would far exceed the permitted time constraints, therefore Section 12 of the Act is applicable. This section does not oblige a public authority to comply with a request for information if the authority estimated that the cost of complying with the request would exceed the appropriate limit of 18 hours, equating to £450.00

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

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 of the act I would like to take this opportunity to advise you that Community Protection Notices are issued by the local council.

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