



Your reference:

Our reference: FOI_2023_0813

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 11/09/2023

Dear

Gloucestershire Constabulary Freedom of Information request 2023.0813

On 11/08/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

In relation to:

(a) the area under your jurisdiction; and

(b) the calendar year 2022

please confirm the following information about road traffic collisions (RTCs).

1. How many RTCs have occurred in which someone was killed or seriously injured (KSI)?
2. How many people have been arrested for driving offences in connection with these RTCs?
3. How many of those arrested for these offences have been
 - a) Charged with a driving related offence
 - b) Cautioned for a driving related offence
 - c) Released without charge or caution
4. Of those charged for a driving offence relating to an RTC in which someone was killed or seriously injured, how many were
 - a) Granted bail
 - b) Remanded in custody
5. Of those bailed for a driving offence relating to an RTC in which someone was killed or seriously injured, how many had a driving ban imposed as part of their bail conditions?

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

Unfortunately, it is not possible to electronically search for the information you have requested in relation to those arrested for driving offences in connection with RTCs and bailed, the data for collisions are separate to the crime recording data. In order to retrieve and identify people who have been arrested for driving offences this would involve a manual review of over 93 collision data to locate if a person has been arrested in connection to the RTCs.

This would take 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.

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, we have supplied the 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.

There have been 26 Collisions which have resulted in fatalities and the total number of fatalities was 30.

There were 63 RTC which resulted in Seriously Injury.

Under Section 16, duty to assist, a search of the crime recording system can be conducted for the offences under the Home Office Counting Rules:

004/04 – Causing death by dangerous driving
004/12 – Cause serious injury by dangerous driving

A manual review may still need to be conducted in order to locate arrest information and police outcomes.

If this would be useful, please submit a new FOI Request to 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.

The Information Commissioner can be contacted via the following means:

Website - <https://ico.org.uk/>

Call their helpline - 0303 123 1113

Email - casework@ico.org.uk

Post –

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Yours sincerely,

Disclosure Officer
Gloucestershire Constabulary