



Your reference:

Our reference: FOI_2023.0982

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 02/11/2023

Dear

Gloucestershire Constabulary Freedom of Information request 2023.0982

On 06/10/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

My request concerns the manned enforcement equipment used to monitor and record non-compliance with the 30mph speed limit on the A430 Secunda Way, near the Barn Owl Centre, Gloucester. In relation to the equipment at this location please provide the following information:

- 1) On the 24th April 2023 how long was the equipment operational for
 - 2) On the 24th April 2023 how many vehicles were recorded as exceeding the 30mph speed limit
 - 3) Based on the data recorded on this equipment at this location on the 24th April 2023 how many Notices of Impending Prosecution were issued
 - 4) Between 1st April 2022 and 31st March 2023 how many vehicles were recorded as exceeding the 30mph speed limit
 - 5) Based on the data recorded on this equipment at this location between 1st April 2022 and 31st March 2023 how many Notices of Impending Prosecution were issued
 - 6) Between 1st April 2022 and 31st March 2023 how many hours was the equipment at this location been operational for
- If this is not easily provided please advise how many separate occasions the equipment at this location has been operational for and typically the average approximate time it would have been operational for.

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

On receipt of your request, enquiries were made with the relevant department and searches were conducted. I can confirm that the information you have requested may be held by Gloucestershire Constabulary, however we do not record the time spent at a location or the equipment used in a statistical format, nor in a format that would allow extraction within the permitted time constraints. To establish the exact times spent at the location would require all officer statements and daily site checks (for all sites) to be retrieved and manually reviewed. Please note that the same detection equipment would not have been used for each of the site visitations as there are a number of handheld devices used for speed enforcement. To establish which device was used on each occasion would also require a manual review of officer statements and daily site check documents.

It has been estimated that this part of the request would 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.

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. Approximately 40 minutes. This includes pre-enforcement and post-enforcement equipment set up and distance checks.
2. 44 vehicles were detected as travelling above the enforcement threshold. Please note that vehicles travelling below the enforcement threshold are not recorded.
3. 44 Notices were issued
4. 2,315 vehicles were detected as travelling above the enforcement threshold during the period of 01/04/2022 – 31/03/2023.
5. 2,321 Notices were issued during the period of 01/04/2022 – 31/03/2023
6. The site was visited on 38 separate occasions. The average time spent at the location each time is approximately 30 minutes.

Please note that the number of vehicles detected and the number of Notices of Impending Prosecution are recorded separately and are retrieved from different data sets.

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