



Your reference:

Our reference: FOI_2023.1063

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 28/11/2023

Dear

Gloucestershire Constabulary Freedom of Information request 2023.1063

On 02/11/2023 you sent an email constituting a request under the Freedom of Information Act asking the following:

Thank you for your email of 25th August 2023. Please accept my sincere apologies for the delay in responding.

You have advised for more specific information to enable you to locate the area which is the subject of my enquiry.

The area of interest is located on the A429 Fosse Way, Moreton in Marsh, grid reference E-421310 N-235573.

We would ask for the information requested to be provided including an 20 mile radius of the above location.

The original request is as follows:

(d) Please provide the details of all other road traffic accidents that occurred in East Gloucestershire on the 7th January 2018.

(e) Please provide the details of any other accidents that occurred in or around the same location as the one involving our client, for the period of two years prior to 7th January 2018.

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

Following receipt of your request, enquiries have been made with the relevant department. Please be advised that data from 01/01/2016 – 31/12/2018 is not available. It is also not possible to apply a “20-mile radius” to the search criteria, nor is it possible to search for a non-specific location of “East Gloucestershire”

From the search criteria we have been able to apply, I can confirm that there are 2 RTC incidents recorded on the date of 07/01/2018 at the location of A429 north of Moreton in Marsh and 1 at the location of A429 Northleach.

Any further details of the incidents is exempt by virtue of Section 40(2) of the Freedom of Information Act 2000.

Section 17 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.

With regard to further details of the recorded RTCs, the following exemption applies:

Section 40(2) – Personal Information

Section 40(2) applies to third party personal data. This would not be released under the Freedom of Information Act unless there is a strong public interest. This is because any release would breach the Data Protection Principles contained within the Data Protection Act 2018, namely the first principle which requires that personal information be processed lawfully, fairly and with transparency. The Constabulary will not release any information under the Freedom of Information Act which may result in the identification of an individual and in particular the victim of a crime. Due in part to the low number of records covered by your request, and the specific nature of the incident, it is highly likely that an individual may be identified – this includes the potential for a victim of a crime or their family/ friends to identify themselves in any information disclosed.

This exemption is absolute and class based therefore I am not required to apply either the public interest test or harm test in disclosure.

By way of assistance, I would like to advise you that Gloucestershire County Council may be able to assist you further as they record and map RTCs within the county. A link to their website has been provided below.

[Road safety | Highways \(gloucestershire.gov.uk\)](https://www.gloucestershire.gov.uk/road-safety/highways)

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