



Your reference:

Our reference: FOI_24_0645

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 02/08/2024

Dear

Gloucestershire Constabulary Freedom of Information request FOI_24_0645

On 08/07/2024 you sent an email constituting a request under the Freedom of Information Act asking the following:

1) Can you provide a redacted copy of the free text crime reports for offences under Section 5 (1) of the Road Traffic Act 1988 recorded by your force in June 2024 please?

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

A search of the Arrest Recording System has been conducted to identify all authorised detentions from 01/06/2024 to 30/06/2024 where the reason for arrest is one of the following:

- Aid / abet driving of a motor vehicle on a road / public place when alcohol level above the prescribed limit
- Attempt to drive motor vehicle - alcohol level above limit
- Drive motor vehicle when alcohol level above limit
- In charge of motor vehicle - alcohol level above limit

The freetext circumstances of arrest have then been extracted and, where applicable, redactions have been applied to remove any information that may identify an individual. Please see the attached document.

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 regards to the disclosure of any identifiable details, 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. The disclosure of any information which could lead to the identification of an individual would breach the Data Protection Principles contained within the Data Protection Act 2018, namely the first principle which states that personal data shall be processed lawfully, fairly and in a transparent manner in relation to individuals.

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

In accordance with the Act, this letter represents a Refusal Notice for this part of your request.

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