



Your reference: n/a

Our reference: FOI_24_0938

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 04/11/2024

Dear

Gloucestershire Constabulary Freedom of Information request FOI_24_0938

On 16/10/2024 you sent an email constituting a request under the Freedom of Information Act asking the following:

- If your force referred victims and witnesses of crime to the Home Office for immigration enforcement between 1 January 2019 and 1 January 2024?
 - How many victims and witnesses were referred to the Home Office for immigration enforcement between 1 January 2019 and 1 January 2024?
 - What was the nationality of the people referred to the Home Office in these instances?
- I would like this information to be provided by email, please

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

Unfortunately, it is not possible to electronically search for the information you have requested. There is no central register of referrals to the Home Office for Immigration purposes. As such, and as it is conceivable that such referrals could be made as a result of any police interaction, a manual review of all crime and incident records would be required to ascertain if any relevant information is held.

Given that the Constabulary records thousands of crimes per year, this would clearly take far longer than the 18 hours prescribed by Section 12 of the Freedom of Information Act to determine if any relevant information is held by the organisation.

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.

Unfortunately, I am unable to assist in suggesting ways of refining your request to come within the confines of Section 12 of the Act. Even if you were to reduce the timescale of your enquiry, this would not reduce the number of records enough that a manual review could be conducted within the timescale and provide meaningful information.

In this instance you may wish to contact the Home Office:

foirequests@homeoffice.gov.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