



Your reference:

Our reference: FOI_25_0195

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 13/03/2025

Dear

Gloucestershire Constabulary Freedom of Information request FOI_25_0195

On 14/02/2025 you sent an email constituting a request under the Freedom of Information Act asking the following:

- How many individual cycle/dashcam video footages showing close passes of cyclists by a motorist were submitted to your force in 2021, 2022, 2023 and 2024 as part of Operation Snap?
- How many of these submissions resulted in follow-up prosecution of the vehicle keeper or driver in 2021, 2022, 2023 and 2024? (under Driving without due care and attention).
- Only if possible: How many of these prosecutions resulted with the driver being offered a course as opposed to a fine and endorsement only in each of these years?

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

Unfortunately, it's not possible to electronically search for the information you have requested.

Although there are rules under the Highway Code, motorists 'close passing' cyclists is not a specific offence.

Any allegation of motorists 'close passing' cyclists may result in a prosecution under the offence of Driving without due care and attention. In order to ascertain if any such prosecutions have been recorded, a manual review of all submissions to Op Snap where the offence has been recorded as Driving without due care and attention would need to be conducted. This would take longer than the 18 hours prescribed by Section 12 of the Freedom of Information 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.

Unfortunately, I'm unable to assist in suggesting ways of refining your request to come within the confines of Section 12 of the Act. Even reducing the timescale would not reduce the number of records enough that a manual review could be conducted within the timescale but still provide meaningful information.

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