



Your reference:

Our reference: FOI\_25\_0493

E-mail: FOI

@gloucestershire.police.uk

Direct dial: 01452 754304

Postal Address: As above

Date: 02/06/2025

Dear

**Gloucestershire Constabulary Freedom of Information request FOI\_25\_0493**

On 09/05/2025 you sent an email constituting a request under the Freedom of Information Act asking the following:

Hello, can you please help me with the following information?

1. How many defendants did Gloucestershire Constabulary recommend should be remanded in prison custody over the last 12 months? (April 2024-April 2025)
2. With reference only to the two-week period of Monday 23rd September 2024 - Sunday 6th October 2024, please provide:
  - a) The total number of defendants Gloucestershire Constabulary recommended should be remanded into prison custody (i.e. via the MG7 form)
  - b) Out of those defendants the police recommended should be remanded in custody, how many were actually remanded into custody by the courts?
  - c) Please provide this data broken down by:
    - i) the relevant reasons for opposing bail (as selected on the MG7 form) and
    - ii) the most serious offence the defendant was charged with.

I understand that the data to question (2) is usually stored within individual custody records. To prevent this request causing an undue burden upon staff, if there is a very large quantity of remands sent to court within these two weeks, please limit the answer to this request to the first 100 defendants from that period. Using a previous estimate from South Wales Police that each custody record will take 2 minutes to interrogate (FOI 594/25), I believe this should require approximately 3.5 hours work.

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

To determine the relevant reasons for opposing bail (as selected on the MG7 form) and the most serious offence the defendant was charged with between Monday 23/09/24 to Sunday 06/10/24 will require us to manually review, extensively and in detail, each of the custody records and associated MG7 forms.

During the requested time period, there are 367 records to review. At a minimum of 15 minutes to manually trawl through each custody record and any linked files, it will take over 91 hours. If we limit the work to 100, as per the request, it will still take 25 hours to provide the requested information and 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

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.

### **Section 16 – Duty to Assist**

By way of assistance, I can confirm that Gloucestershire Constabulary could conduct a search of the Arrest Recording System to identify the number of records where the record has been closed as RIC (remand in custody) for the purposes of being detained for court.

If you wish to submit a request on this basis, please let us know.

Please note that the outcome from the court hearing i.e. remanded to prison by the court is not information that is held by the constabulary, therefore any information relating to the outcome of a case is not held by the constabulary, but by the HM Courts Service. Please find a link below to their website for further information:

[www.justice.gov.uk/](http://www.justice.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](mailto:casework@ico.org.uk)

Post –

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Yours sincerely,

Disclosure Officer  
Gloucestershire Constabulary