



Your reference: N/A
Our reference: FOI_25_0565
E-mail: FOI
@gloucestershire.police.uk
Direct dial: 01452 754304
Postal Address: As above
Date: 16/06/2025

Dear

Gloucestershire Constabulary Freedom of Information request FOI_25_0565

On 01/06/2025 you sent an email constituting a request under the Freedom of Information Act asking the following:

In 2023 can you tell me how many cyclists your force arrested for breaches of any of the following laws, as prefixed by the associated HC rule.

Rule 60 - RVLR regs 13, 18 & 24
Rule 62 - HA 1835 sect 72
Rule 64 - HA 1835 sect 72 & R(S)A sect 129
Rule 68 - RTA 1988 sects 24, 26, 28, 29 & 30 as amended by RTA 1991
Rule 69 - RTA 1988 sect 36 & TSRGD schedule 3 part 3, schedule 7 part 4, schedule 9 parts 4 and 6, schedule 13 part 6, schedule 14 part 2
Rule 71 - RTA 1988 sect 36 & TSRGD Schedule 14 part 1

Wanton and furious driving - OAPA 1861

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

The primary function of the Constabulary's Arrest Recording System is to assist the Constabulary in adhering to Code C of the Police and Criminal Evidence Act. As such, its reporting function is limited. The system does not record detentions under specific offences under the Home Office Crime Recording Rules; instead it uses Reason for Arrest (RFA) Categories. Unfortunately there is no single RFA Category for the offence(s) you have stated above. Although it's possible to follow an arrest through to a recorded crime and the police outcome per individual, it's not possible to retrieve electronic statistics. Therefore in order to ascertain if any relevant arrest information is recorded, a manual review of 8738 records within the period of 01/01/2023 – 31/12/2023 would be required.

This would clearly take far longer than the 18 hours prescribed by Section 12 of the Freedom of Information Act.

Please see below for suggestions on how you may be able to refine your request to come within the cost constraints of Section 12 of the 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.

Under Section 16 duty to assist, we may be able to look at case data and a manual review maybe be able to be conducted to ascertain whether the offender has been arrested. Please be aware that this manual may engage the Section 12 exemption.

If this search would assist you, please submit a new FOI 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