

**Force Disclosure Unit**

Wiltshire Police HQ
London Road

Devizes

Wiltshire

SN10 2DN

Tel 101 ext 62005

www.wiltshire.police.uk

disclosure@wiltshire.police.uk

Date: 5th October 2021

Your Ref: FOI

Our Ref: FOI 2021/719

Reply contact name is: Kay Moore

Dear,

I write in connection with your request for information dated 6th September 2021 concerning Officers charged and convicted of criminal offences.

I am required by the Freedom of Information Act 2000 to handle all requests in a manner that is blind as to the identity and motives of the requestor. Any information released as a response to a request is regarded as being published and therefore in the public domain without caveat.

Following receipt of your request, searches were conducted with the Professional Standards Department of Wiltshire Police.

Your request for information has now been considered and it is not possible to meet your requirements in full.

You wrote:

This is a request for data regarding the number of police officers charged and convicted of a criminal offence.

1. Can you please provide the number of officers charged with a criminal offence allegedly committed while they were a serving member of a police force over the last ten years, from January 1 2011, to April 1 2021.
2. The data should be broken down by month, and should include the offence said to have been committed, the officer's rank, the force for which they worked, and whether the officer was convicted.
3. If possible, could the name of the convicted officer be included, as well as the date and court at which they were sentenced.

To avoid the request exceeding the permitted costs under the FOIA, please collect the data backwards starting from April 1, 2021. For example the FOI officer might take 19 hours to collect data from April 1, 2021, backwards to January 1, 2015. I would accept this dataset as a response.

Our response:

INVESTOR IN PEOPLE

Since 2016, 6 individuals have been convicted of a criminal offence whilst employed by Wiltshire Police. Of those 6, 5 have been publicised and information can be found in the public domain. Therefore, for these 5, this information is exempt under S21 – Information Reasonably Accessible by Other Means. **Please see links below.**

Providing all the requested information for the one remaining, unpublicised individual risks identification and a breach of the Data Protection Principles and therefore, the time of conviction, rank and name have been withheld and are exempt by virtue of S40(2) – Personal Information. I have however provided the offence the individual was convicted for below.

Section 40 is an absolute exemption and therefore there is no requirement to articulate the harm or conduct a Public Interest test.

However, to assist you as best I can, but to maintain the rights and entitlements of those individuals; I am prepared to disclose the following information:

Please note, that we can only provide data relating to your request from 2016 as anything further will take us over the statutory time frame we have to complete your request within. Also, all of the following Officers relate to Wiltshire Police –

- *1 x convicted of improper disclosure of information.*
- *1 x convicted of two common assault charges.*
- *1 x convicted of fraud by false representation.*
- *1 x convicted for Perverting the Course of Justice.*
- *1 x convicted of possession of indecent images.*

Other:

Convicted of making indecent images of children.

Please note, all were dismissed from post.

Section 17 of the Freedom of Information Act 2000 requires the Constabulary, when refusing to provide information (because the information is exempt) to provide you the applicant with a notice which: (a) states that fact, (b) specifies the exemption in question and (c) states (if that would not otherwise be apparent) why the exemption applies. In accordance with the Freedom of Information Act 2000 this letter acts as a Refusal Notice for those aspects of your request.

Exemption applied:

Section 40 – Personal information

Section 21 – Information Reasonably Accessible by Other Means

In accordance with section 17 of the Act, this letter represents a partial Refusal Notice for this particular request.

I am satisfied that all the relevant information has been passed to me and been considered in the light of your request within the time constraints applicable under the legislation.

Wiltshire Police would like to thank you for the interest that you have shown in the Force.

Yours sincerely,

Kay Moore
Force Disclosure Decision Maker

Wiltshire Police offers a re-examination of your case under its review procedure.



Force Disclosure Unit

Wiltshire Police HQ, London Road, Devizes, Wiltshire SN10 2DN
Telephone 101 ext 62005

Freedom of Information Request Appeals Procedure

1. Who Can Ask for a Review

Any person who has requested information from Wiltshire Police, which has been dealt with under the Freedom of Information Act, is entitled to complain and request an internal review, if they are dissatisfied with the response they received.

2. How to Request a Review

Requests for review of a Freedom of Information request must be made in writing to the:
Force Disclosure Unit
Wiltshire Police Headquarters,
London Road, Devizes,
Wiltshire,
SN10 2DN

Email at disclosure@wiltshire.police.uk.

The reference number, date of the request and details of why the review is being requested must be included. Requests for review should be brought to the attention of the Force Disclosure Unit within 20 working days of the Force's response to the original FoI request.

3. Review Procedure

Receipt of a request for review will be acknowledged in writing to include confirmation of the reasons for the review. The review will be conducted by another Decision Maker, who is independent from the original Decision Maker. The Force Disclosure Unit will set a target date for a response. The response will be made as soon as is practicable with the intention to complete the review within twenty working days. In more complex cases the review may take up to 40 working days.

The Independent Decision Maker will conduct a review of the handling of the request for information and of decisions taken, including decisions taken about where the public interest lies in respect of exempt information where applicable. The review enables a re-evaluation of the case, taking into account the matters raised by the complaint.

4. Conclusion of the Appeal

On completion of the review the Independent Decision Maker will reply to the complainant with the result of the review. If the complainant is still dissatisfied following the review they should

contact the Information Commissioner to make an appeal. The Information Commissioner can be contacted via the following details:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Tel: 01625 545 700
Fax: 01625 524 510
Email: mail@ico.gsi.gov.uk