

**Force Disclosure Unit**

Wiltshire Police HQ

London Road

Devizes

Wiltshire

SN10 2DN

Tel 101 ext 62005

www.wiltshire.police.ukdisclosure@wiltshire.pnn.police.uk

XXXXXX – by email

Date: 28th October 2021

Your ref: FOI

Our ref: FOI 2021 / 860

Reply contact name is: Nick Penny

Dear XXXXXX,

I write in connection with your request for information dated 21th October 2021 concerning spiking by injection.

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.

Your request for information has now been considered and I am not obliged to supply the information you have requested.

You wrote:

How many reports of spiking* have you received in each calendar year since (and including) 2010 at your constabulary? Please include the statistics for 2021 so far.

How many arrests have been made for criminal offences following a report of spiking* in each calendar year since (and including) 2010 at your constabulary? Please include the statistics for 2021 so far.

*Spiking in this regard means both reports of substances being added to drinks and also applied through injection.

If it is not possible to provide the information requested due to the information exceeding the cost of compliance limits identified in Section 12, please provide advice and assistance, under your Section 16 obligations, as to how I can refine my request to be included in the scope of the Act.

Our response:

The information that you are requesting is not stored in a way which permits easy retrieval.



INVESTOR IN PEOPLE

Whilst our crime recording system(s) are very sophisticated and we are able to search specific fields for particular data, we do not specifically store anywhere any flag or entry that designates that "spiking by injection" or "spiking of drinks" has been involved in a given crime.

This information would only be stored within the crime log of a given occurrence and the only way to locate such instances would be to access and read every crime log involved to determine whether spiking by injection played a contributing part and make a specific note of any details that met the criteria of your request.

Offences involving spiking have historically ended up being typically recorded under categories such as Violence Against the Person, Theft and Sexual Offences although in reality they could potentially fall under any particular crime category.

Given that Wiltshire Police typically record something around 40,000 individual crimes in a typical calendar year, under the circumstances I am absolutely confident that to locate, retrieve and extract the information you seek would by far exceed the time obligations upon this authority to comply, and in so doing would exceed the fees limits. This is set at £450 calculated at a flat rate of £25 per hour for those work activities comprising of confirming the information is held, locating it, retrieving it and extracting it.

Under our section 16 duty to provide advice and assistance, I have E mailed you with suggestions as to how you might refine your request to a more manageable level, however I have heard nothing further from you.

Also under our section 16 duty to provide advice and assistance, you may find the following link to our website useful. This shows previous FOI responses that have been sent out and is likely to include information in respect of requests similar to your around spiking of drinks and directly by injection :-

<https://www.wiltshire.police.uk/foi-ai/af/accessing-information/published-items/?q=&dt=Disclosure+log,Environmental+information+regulation,Publication+scheme&fdte=&tdte=&ic=&dir=&bor=>

Section 17 of the Freedom of Information Act 2000 requires the Wiltshire Police, when refusing to provide such 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.

The exemption applicable to the information requested is:

Section 12: Exemption where cost of compliance exceeds appropriate limit

- (1) Section 1(1) 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.

In accordance with section 17 of the Act, this letter represents a 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,

Nick Penny
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.pnn.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