

**Force Disclosure Unit**

Wiltshire Police HQ

London Road

Devizes

Wiltshire

SN10 2DN

Tel 101 ext 62005

www.wiltshire.police.ukdisclosure@wiltshire.pnn.police.ukDate: 31st March 2022

Your ref: FOI

Our ref: FOI 2022 / 264

Dear ****,

I write in connection with your request for information dated 22nd March 2022 concerning Anti-Social-Behaviour.

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:

I am writing to you under the terms of the Freedom of Information Act 2000 to request information about reports of anti-social behaviour and the use of powers under the Anti-Social Behaviour, Crime and Policing Act 2014.

I would like to know:

- The number of reports of anti-social behaviour, both (a) including and (b) excluding reports of covid rule breaches, recorded by Wiltshire Police in each quarter of the full calendar years 2015-2021 (inclusive) and the first quarter of 2022.
- The number times each of the six powers specified in the 2014 Act were used by Wiltshire Police in each quarter of the full calendar years 2015-2021 (inclusive) and the first quarter of 2022, disaggregated by power. To clarify, these powers are: Civil injunctions, Criminal behaviour orders, Dispersal powers, Community protection notices and remedial orders, Public spaces protection orders, Closure notices and orders and Absolute grounds for possession.

I understand that much of this information was previously requested by HMICFRS to produce their 2017 PEEL report, so I hope you will be able to respond to this largely equivalent request easily.



INVESTOR IN PEOPLE

Our response:

The information that you are requesting for question 2 related to the number times each of the six powers specified in the 2014 Act were used by Wiltshire Police. Please note that Wiltshire Police do not hold separate details about ASB powers that have been used, nor do we currently do not have the capability within our systems to flag for this information which can then be analysed quickly and easily.

The ascertaining of this information would only be possible by manually reading every single ASB call and crime report, on several crime recording systems during the 6-year period you are requesting, to determine if any of the above powers were used.

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.

Although excess cost removes the forces' obligations under the Freedom of Information Act, as a gesture of goodwill I have supplied information, relative to your request, retrieved or available before it was realised that the fees limit would be exceeded. I trust this is helpful, but it does not affect our legal right to rely on the fees regulations for the remainder of your request. What I am able to provide you are the answers documented below :-

Question 1

Reported Year	Reported Quarter	COVID-19	Not COVID
2015	Q1	-	1590
	Q2	-	1694
	Q3	-	1595
	Q4	-	787
2016	Q1	-	861
	Q2	-	1156
	Q3	-	1248
	Q4	-	924
2017	Q1	-	1019
	Q2	-	1113
	Q3	-	1130
	Q4	-	900
2018	Q1	-	888
	Q2	-	1090
	Q3	-	1098
	Q4	-	911
2019	Q1	-	792
	Q2	-	975
	Q3	-	1106
	Q4	-	861
2020	Q1	8	698
	Q2	161	921
	Q3	12	971
	Q4	30	749
2021	Q1	180	917
	Q2	17	1086

	Q3	9	1054
	Q4	3	870
2022	Q1	-	562

Ordinarily under our section 16 duty to provide advice and assistance, we would advise you how to refine your request to a more manageable level. However, due to the difficulties outlined above, I cannot see how this can be achieved in this particular case.

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,

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 Fol 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