

**Police Headquarters**

London Road

DEVIZES

Wiltshire

SN10 2DN

disclosure@wiltshire.police.uk

Date: January 2, 2024

Our ref: FOI 2023/1141

Reply contact name is:

Dear,

I write in connection with your request for information, dated 26th November 2023 concerning drink and drug drivers.

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, research was conducted by the Team Performance and Justice Traffic Departments of Wiltshire Police.

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

You Wrote:

1. What percentage of people who were originally arrested for drink or drug driving were then charged of this offence?
2. Within the last 5 years, how many persons have been arrested and charged for drink driving?
3. Within the last 5 years, how many persons have been arrested and charged for drug driving?
4. Within the last 5 years, how many persons have attended court Within 24hours of being charged for drink driving?
5. Within the last 5 years, how many persons have attended court Within 24hours of being charged for drug driving?
6. Within the last 5 years, how many persons have been bailed with conditions not to drive after being charged for drink driving?

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7. Within the last 5 years, how many persons have been bailed with conditions not to drive after being charged for drug driving?
8. Within the last 5 years, how many Road traffic collisions have occurred with suspects also being charged for drink or drug driving?
9. Within the last 5 years, how many fatalities have been caused through road traffic collisions due to the driver drink or drug driving?
10. How many persons were arrested at the roadside and proven to be positive after the station procedure and charged?

Response:

The information that you are requesting, specifically for Question Eight, is not stored in a way which allows for easy retrieval and Wiltshire Police does not have the search facility to automatically gather this data. To clarify, our Justice Traffic Department have stated that to ascertain this information (non-injury Road Traffic Collisions) for the requested time period, it would require manually searching and reading each and every one individually to determine whether it related to this Question. Therefore, the whole of the request should fall under the exemption of section 12 of the Freedom of Information Act 2000.

However, under our Section 16 obligation to provide advice and assistance, I would advise they you could resubmit this request without this Question, however please note that other exemption(s) may be applicable.

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
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,

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The 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

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

Please note that the ICO's offices will be closed for the foreseeable future and are therefore unable to receive correspondence via post.

If you should wish you contact them, please visit <https://ico.org.uk/global/contact-us/>