

**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 E Mail

Date: 3rd November 2023

Your ref: FOI

Our ref: FOI 2023 / 944

Reply contact name is: Nick Penny

Dear XXXXXX,

I write in connection with your request for information dated 29th September 2023 concerning Driving 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.

Your request for information has now been considered and – having consulted our Justice Traffic & Business Performance Teams - I am now able to respond as follows.

You wrote (and Our Response) :

Please may I have this information relating to September 2023 and for both the Swindon area and the Wiltshire area?

How many drivers have been reported by the police for being on their mobile phone while driving?
How many have been convicted of the offence?
How many arrests have been made?

The main piece of information I would like to know:

How many people have been caught by the police being on their mobile phone while driving?

No Information Held.

There is no obligation on an Authority to provide a reason as to why they are providing a No Information Held response, however under our Section 16 obligation to be as helpful as possible to an applicant I am happy to do so in this case.

At present, we are not able to supply information related to mobile phone offences whilst driving as our Justice Traffic Team are currently dealing with a large backlog of Traffic Offence Reports and it will take a number of weeks for all these to have been processed and added to our relevant system(s).



INVESTOR IN PEOPLE

With regards to those offences which are likely to end up at Court, this data is not likely to be known until at least February or March next year, which is the likely limitations date for these particular offences.

If you do not have the specific information regarding mobile phone usage then please may I have the same statistics for the charge of driving without due care and attention?

Having spoken to our Business Performance Team, they have confirmed that in September 2023 two drivers were arrested for Driving without Due Care and Attention, however both of these were formally charged with offences of a more serious nature.

Could I also receive a statement from the police on the findings of this FOI request?

There is no obligation on an Authority to provide a statement or opinion when replying to an FOI request. If you require a statement we suggest you request one by sending an E mail to our Media and Communications Team at the following :-

PressHQ@wiltshire.police.uk

Please Note

Wiltshire Police do not hold information related to convictions. Under our Section 16 duty to be as helpful as possible to an applicant we suggest you submit an FOI request directly to CPS (Crown Prosecution Service) for this information.

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.



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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