

WILTSHIRE POLICE



Via Email



Police Headquarters

London Road
DEVIZES
Wiltshire
SN10 2DN

disclosure@wiltshire.police.uk

Date 04/08/2023

Our ref **FOI 2023/ 696**

Reply contact name is:

Dear

I write in connection with your request for information dated 11/07/2023 concerning reports of sexual harassment, assault, and or rapes at the detailed psychiatric units.

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 Business Intelligence Unit at Wiltshire Police.

Your request for information has now been considered and I am able to respond as follows.

You wrote:

I would like to request the following datasets held by your constabulary:

1: The number of reports of sexual harassment, assault, and or rapes reported to Wiltshire Police between 1 January 2021 to 31 January 2023, at the detailed psychiatric units where the victim has been an inpatient or member of staff at the time of the offence. If possible please specify if the victim was a patient or staff. Totals for each unit are acceptable (it does not have to be broken down into wards) Names and addresses are listed below:

1. Green Lane Hospital, Green Lane, Devizes, Wiltshire, SN10 5DS

2. Beechlydene Ward, Fountain Way, Wilton Road, Salisbury, Wiltshire, SP2 7FD

3. Cotswold hse, Savernake Hospital, Marlborough, Wiltshire, SN8 3HL

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4. Marlborough house, Okus Road, Swindon, Wiltshire, SN1 4JS

5. Sandalwood court, Highworth Road, Swindon, Wiltshire, SN3 4WF

6. Victoria Centre, 53 Downs Way, Swindon, Wiltshire, SN3 6BW

2: The recorded crime outcomes of each of the reports detailed in question one.

Response

Question 1: N.B - There are no reports of Rape or other sexual offences for addresses Cotswold House, Sandalwood Court or Victoria Centre between 1st January 2021 - 31st January 2023. (Please see below for the exemption in relation to staff / In-patients – To disclose this level of detail could lead to the individuals involved being identified)

ShortAddress	FOUNTAIN WAY, SALISBURY, SP27FD	GREEN LANE HOSPITAL, GREEN LANE, DEVIZES, SN105DS	MARLBOROUGH HOUSE, OKUS ROAD, SWINDON, SN14JS
Reported Month Year	Total reported Incidents	Total reported Incidents	Total reported Incidents
Apr-2021	1		
May-2021	1		
Jul-2021		1	
Sep-2021	1		
Oct-2021		1	
Dec-2021	1	1	
Feb-2022	1		
Apr-2022		1	
May-2022		3	
Jun-2022	1		
Jul-2022		1	
Aug-2022			
Sep-2022	1	1	
Oct-2022		1	
Nov-2022		2	
Dec-2022	1		1
Jan-2023	1	1	

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Question 2:

N.B - Crime outcomes for the 6 addresses requested between 1st January 2021 - 31st January 2023
There are no reports of Rape or other sexual offences for addresses Cotswold House, Sandalwood Court or Victoria Centre between 1st January 2021 - 31st January 2023.

Short Address	12: Named suspect too ill to prosecute	13: Named suspect but victim/key witness deceased or too ill	15: Police - named suspect, victim supports but evidential difficulties	16: Victim declines/withdraws support - named suspect identified	20: Other body/agency has investigation primacy	New
FOUNTAIN WAY, SALISBURY, SP27FD	1		1	2	1	1
GREEN LANE HOSPITAL, GREEN LANE, DEVIZES, SN105DS	3	1		7		
MARLBOROUGH HOUSE, OKUS ROAD, SWINDON, SN14JS			1	1		
WILTON ROAD, SALISBURY, SP27FD					1	

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

Section 17 of the Freedom of Information Act 2000 requires the Constabulary, 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 information you require is exempt information under the Freedom of Information Act 2000(FOIA). I should point out that the FOIA is primarily concerned with disclosure of information to the public. Information that constitutes personal data is exempt under section 40(1) of the FOIA if it is about the applicant (you, in this case); or section 40(2) if it is about a third party and disclosure to the public would contravene the data protection principles set out in schedule 1 of the Data Protection Act 1998. It may be the case that s31 of the FOIA

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could also be used to exempt this request as it could have a detrimental effect on law enforcement and future policing operations.

Any individual requiring information held about them can complete a Subject Access Application form 135 under section 7 of the Data Protection Act 1998. You are entitled to a description of the data we hold about you, the reasons we hold it and who it is likely to be disclosed to. This process allows the force to establish your identity prior to the release of any personal data.

The exemption applicable to the information requested is:

Section 40 Personal information

(1) Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject.

(2) Any information to which a request for information relates is also exempt information if—

(a) it constitutes personal data which do not fall within subsection (1), and

5) The duty to confirm or deny—

(a) does not arise in relation to information which is (or if it were held by the public authority would be) exempt information by virtue of subsection (1), and

(b) does not arise in relation to other information if or to the extent that either—

(i) the giving to a member of the public of the confirmation or denial that would have to be given to comply with section 1(1)(a) would (apart from this Act) contravene any of the data protection principles or section 10 of the [1998 c. 29.] Data Protection Act 1998 or would do so if the exemptions in section 33A(1) of that Act were disregarded, or

(ii) by virtue of any provision of Part IV of the [1998 c. 29.] Data Protection Act 1998 the information is exempt from section 7(1)(a) of that Act (data subject's right to be informed whether personal data being processed).

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

Please contact me if you would like to discuss the withheld 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

Force Disclosure Decision Maker

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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 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:

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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/>