

# WILTSHIRE POLICE



**Force Disclosure Unit**  
Police Headquarters  
London Road  
DEVIZES  
Wiltshire  
SN10 2DN

XXXXXX –  
By Email

Date: 24<sup>th</sup> February  
2025

Ref: FOI 2025/145

Dear XXXXXX,

I write in connection with your request for information dated 4<sup>th</sup> February 2025 concerning the Criminal Justice and Public Order Act 1994.

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:**

1 Please provide details on the number of times Wiltshire Police has exercised its powers under Section 60C of the Criminal Justice and Public Order Act 1994 (introduced by Police, Crime, Sentencing and Courts Act 2022 Sections 83 to 85) between 2022 and 2024.

2 Please provide details on number of times the Wiltshire Police has exercised its powers under Section 60D of the Criminal Justice and Public Order Act 1994 (introduced by Police, Crime, Sentencing and Courts Act 2022 Sections 83 to 85) between 2022 and 2024.

3 Does the Constabulary have a Gypsy Traveller Liaison Officer (GTLO) and/or a special point of contact (SPOC) for engaging Romani (Gypsy) and Irish Traveller communities?

4 Can you provide a role description of this officer if there is one?

## **Our response:**

The information that you are requesting for the majority of your request is not stored in a way which permits easy retrieval.

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Whilst our crime recording systems are fairly sophisticated and we have a number of designated fields in which we record key information about crimes and incidents (and which we can then theoretically run searches on), we do not have any specific field in which we record whether 60C or 60D powers have been used.

This information (if held) would only be recorded in the narrative of the occurrence log of a call out / crime log – neither of which are searchable in an automated way.

The only way to ascertain the information you require would be to locate and read each and every relevant crime log individually to see if either of these powers were used or not.

Given that Wiltshire Police record in excess of 40,000 crimes in any given calendar year, 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.

Please note, that if one part of the request engages a Section 12 response, the whole request will engage a Section 12 response. The reason being is due to the fact that locating, retrieving and extracting any further information would only add to the already exceeded time obligations.

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 3

Wiltshire Police do not have a specific Gypsy Traveller Liaison Officer (GTLO).

We would advise that it is the local authorities (Swindon Borough Council and Wiltshire Council) which generally hold positions of this nature. We would recommend that you submit an FOI request to them directly for this information.

### Question 4

Not applicable – by virtue of the answer to Q3.

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.

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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  
Force 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

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## 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](mailto: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

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Cheshire  
SK9 5AF  
Tel: 01625 545 700  
Fax: 01625 524 510  
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