

**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 email

Date: 16th July 2025

Your ref: FOI

Our ref: FOI 2025 / 548

Reply contact name is: Nick Penny

Dear XXXXXX,

I write in connection with your request for information dated 1st June 2025 concerning Cycling 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 I am not obliged to supply the information you have requested.

You wrote:

In 2023 can you tell me how many cyclists your force arrested for breaches of any of the following laws, as prefixed by the associated HC rule.

Rule 60 - RVLR regs 13, 18 & 24

Rule 62 - HA 1835 sect 72

Rule 64 - HA 1835 sect 72 & R(S)A sect 129

Rule 68 - RTA 1988 sects 24, 26, 28, 29 & 30 as amended by RTA 1991

Rule 69 - RTA 1988 sect 36 & TSRGD schedule 3 part 3, schedule 7 part 4, schedule 9 parts 4 and 6, schedule 13 part 6, schedule 14 part 2

Rule 71 - RTA 1988 sect 36 & TSRGD Schedule 14 part 1

Wanton and furious driving - OAPA 1861



Our response:

The information that you are requesting is not stored in a way which permits easy retrieval.

Wiltshire Police record offences in accordance with the current agreed Home Office crime recording guidance – we do not record offences under your aforementioned Highway Code rules and regulations.

Whilst our crime recording systems are fairly sophisticated and contain a number of dedicated fields in which specific details about a crime or incident are recorded (eg victim name, suspect date of birth and so on) which can then theoretically be searched upon, we do not have a field in which we record whether or not a cycle has been involved (or to what extent).

In addition, we do not have any current method by which to extract the relevant data you require from our various system(s) for those Traffic offences that directly correlate with the Highway Code rules you have listed.

The ascertaining of this information would only be possible by physically locating and reading each individual traffic report on our systems for the time period you have requested to see if it met your criteria and then record the relevant information you require.

I have been advised by our Traffic Team that in 2023 there are c10,000 individual traffic reports on our system(s). Even allowing a very conservative 2 minutes per record to review each record to see if it met your criteria this would take in excess of 330 hours to achieve.

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.

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,

Nick Penny
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 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