



Freedom of Information Request Reference N°: FOI 000793-18

I write in connection with your request for information received by Suffolk Constabulary on the 26 February 2018 in which you sought access to the following information:

“For the calendar years 2014, 2015, 2016, 2017 and to date (25th Feb 2018) how many people have been arrested by your force on suspicion of entering the UK without leave (illegal entry) and how many were arrested for assisting illegal entry to the UK? (Facilitation).”

Specifically I am after offences listed under Section 24 of the Act that refer to "Illegal entry" and are CJS Codes IM71013, IM71088, IM71001, IM71005, IM71002, IM71006, IM71004, IM71087, and IM71003 and offences listed under Section 25 of the Immigration Act that refer to "facilitation" and are CJS Codes IM71104C, IM71104 for assisting unlawful immigration to member states, IM71105 for helping asylum-seekers to enter the UK and IM71107 and IM71106 for assisting entry to the UK in breach of deportation or exclusion order.”

Response to your Request

The response provided below is correct as of 26 February 2018

Suffolk Constabulary has considered your request for information and the response is below.

In relation to your request for information and in accordance with Section 17 of the Freedom of Information Act 2000 (FOIA), this response serves as a formal notification of refusal for your request. Suffolk Constabulary does not hold, for the purposes of FOIA, the information you require in a retrievable format.

It is estimated that to attempt to retrieve all of the information you require would take a considerable amount of retrieval time, which would exceed 18 hours. This would exceed the appropriate limit for dealing with Freedom of Information requests, in terms of costs and therefore Section 12(1) of the Freedom of Information Act 2000 applies.

The Constabulary transferred to a new crime and custody system in October 2015. Information prior to the time is recorded on the legacy system NSPIS, which now has limited accessibility for the purpose of report building. In order to access bulk data from this system would require a manual review of all records within the database to establish whether the individual was arrested in connection with illegal entry or Facilitation.

Section 12(1) of the Freedom of Information Act 2000 states that a Public Authority is not obliged to: *“...comply with a request for information if the authority estimates that the cost of complying*



with the request would exceed the appropriate limit.” The Freedom of Information (Appropriate Limit and Fees) Regulations, defines the ‘appropriate limit’ for the Suffolk Constabulary as £450 and specifies that this sum equates to 18 hours work at a standard rate of £25 per hour.

In accordance with Section 17(5) of the Freedom of Information Act 2000, this letter serves as a refusal notice for this part of your request.

By requesting *all* information your request is too broad to be complied with within the £450 limit imposed on Freedom of Information requests.

Although excess cost removes the Force's 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.

Please be advised that for the calendar years 2016, 2017 and 2018 to date, the following number of arrests have been recorded:

CJS Code	2016	2017	2018
IM71002	0	8	1
IM71104	5	1	0

A full copy of the Freedom of Information Act (2000) can be viewed on the ‘Office of Public Sector Information’ web-site;
<http://www.opsi.gov.uk/>

Suffolk Constabulary is not responsible for the content, or the reliability, of the website referenced. The Constabulary cannot guarantee that this link will work all of the time, and we have no control over the availability of the linked pages.



Your Right to Request a Review of Decisions Made Under the Terms of the
Freedom of Information Act (2000).

If you are unhappy with how your request has been handled, or if you think the decision is incorrect, you have the right to ask Suffolk Constabulary to review their decision.

Ask Suffolk Constabulary to look at the decision again.

If you are dissatisfied with the decision made by Suffolk Constabulary under the Freedom of Information Act (2000), regarding access to information, you must notify Suffolk Constabulary that you are requesting a review within 20 days of the date of its response to your Freedom of Information request. Requests for a review should be made in writing and addressed to:

*Freedom of Information Decision Maker
Information Management Department
Suffolk Constabulary
Police Headquarters
Martlesham Heath
Ipswich
Suffolk
IP5 3QS
OR
Email: information@suffolk.pnn.police.uk*

In all possible circumstances Suffolk Constabulary will aim to respond to your request for us to look at our decision again within 20 working days of receipt of your request for an internal review.

The Information Commissioner.

After lodging a request for a review with Suffolk Constabulary, if you are still dissatisfied with the decision, you can apply to the Information Commissioner for a decision on whether the request for information has been dealt with in accordance with the requirements of the Act.

For information on how to make application to the Information Commissioner please visit their website at www.ico.org.uk or contact them at the address shown below:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Telephone: 01625 545 700