



## Freedom of Information Request Reference N<sup>o</sup>: FOI 000932-19

I write in connection with your request for information received by Suffolk and Norfolk Constabularies on 6 March 2019 which you sought access to the following information:

1. *"The number of motorists charged with driving under the influence of drugs in 2016, 2017, 2018 and 2019 to date, broken down by year.*
2. *If possible, please provide a breakdown of the categories for the drug type that motorists were caught using while driving in the years 2016, 2017, 2018 and 2019 to date, broken down by year. (e.g. illegal, prescription, over-the-counter etc.)*
3. *If possible, please further breakdown these different substances/drugs that motorists were caught using while driving in the years 2016, 2017, 2018, and 2019 to date, broken down by year. (e.g. cannabis, cocaine, etc.)"*

## Response to your Request

The response provided below is correct as of 14 March 2019

Suffolk and Norfolk Constabularies have considered your request for information and the response is below.

In order to provide information concerning the category of drug and the substance type, would require a manual review of all charges made during the time frame requested. This is because the arresting offence does not categorise the drugs by type or category and therefore it would involve a manual review of all records.

Considering 387 people have been charged with drug or drug/drink driving offences so far this year, a manual review of each of those offences would be a mammoth task and well exceed the time constraints of the Act.

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. The Constabularies do not hold, for the purposes of FOIA, all of 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, exceeding 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.

It is considered that to provide an answer to your request will take in excess of 36 hours to provide the information.

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 Constabularies as £450 and specifies that this sum equates to 18 hours work per force at a standard rate of £25 per hour. This equates to 36 hours of work, or £900, for joint responses.

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 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.

Norfolk and Suffolk Constabulary are only able to confirm the number of charges made as a result of an arrest. This may not provide an accurate picture of the total number charged as for example; one individual could be arrested for drug driving but later charged with dangerous driving.

Some of the arrest reasons for drug driving also incorporate drink driving offences but we are unable to differentiate the data without manually reviewing each offence.

The total number of drivers charged as a result of an arrest is provided below:

Arresting Offence	2016	2017	2018	2019
<b>Norfolk Constabulary</b>				
Driving - Causing Death By Careless Driving When Under The Influence Of Drink Or Drugs	6		4	1
Driving - Excess Drugs	254	540	710	192
Driving - In Charge - Unfit Through Drink/Drugs	73	89	59	13
Driving - Unfit Through Drink/Drugs	134	143	126	22
<b>Suffolk Constabulary</b>				
Driving - Causing Death By Careless Driving When Under The Influence Of Drink Or Drugs		1		
Driving - Excess Drugs	493	640	737	147

Driving - In Charge - Unfit Through Drink/Drugs	26	12	18	1
Driving - Unfit Through Drink/Drugs	47	63	67	11
<b>Total</b>	<b>1033</b>	<b>1488</b>	<b>1721</b>	<b>387</b>

Should you have any further queries concerning this request, please contact Clair Pack, FOI Decision Maker, quoting the reference number shown above.

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/>

Norfolk and Suffolk Constabularies are 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 the Norfolk and Suffolk Constabulary to review their decision.

Ask Norfolk and Suffolk Constabularies to look at the decision again.

If you are dissatisfied with the decision made by Norfolk and Suffolk Constabularies under the Freedom of Information Act (2000), regarding access to information, you must notify the Norfolk and 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](mailto:information@suffolk.pnn.police.uk)*

In all possible circumstances Norfolk and Suffolk Constabulary will aim to respond to your request for us to look at our decision again within 40 working days of receipt of your request for an internal review.

The Information Commissioner.

After lodging a request for a review with Norfolk and 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](http://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