



## Freedom of Information Request Reference N°: FOI 002702-19

I write in connection with your request for information received by Suffolk and Norfolk Constabularies on 26 July 2019 which you sought access to the following information:

1. *“How many disability hate crimes have been recorded by your police force for the last two financial years –2017/18 and 2018/19?”*
2. *How many during each financial year concerned acts of violence against a person?*
3. *How many incidents of disability hate crime were recorded as taking place online in each financial year?*
4. *How many of the recorded hate crimes in each financial year were referred to CPS for a charging decision and how many were dealt with by out of court disposals?*
5. *How many of the recorded online hate crimes in each financial year were referred to CPS for a charging decision and how many were dealt with by out of court disposals?”*

## Response to your Request

The response provided below is correct as of 8 August 2019

Suffolk and Norfolk Constabularies have 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. 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.

Suffolk and Norfolk Constabularies are unable to provide any data prior to the 2018/19 financial year due to issues with data accuracy. To retrieve the data for 2017/18 would require us to manually case read hundreds of crimes for each force to establish if the disability marker in those cases was applied incorrectly, from previous research the accuracy of the 2017/18 data is

completely incorrect and therefore we are unable to retrieve the data for this financial year within the time frame specified. We have however retrieved data for 2018/19 onwards and this is provided at the end of the response.

Additionally, the Constabularies are unable to accurately confirm the numbers that were referred to the CPS, which is not the same as the number of charges made, as this information would only be recorded within the crime text and require a manual review of all offences to establish the number referred to the CPS.

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.*

A search has been completed of the Constabularies crime system for all Hate Crimes recorded that have a disability marker for the 2018/19 financial year only.

The information provided relates to both crimes and non-crimes so this information will be higher than data provided for responses that relate to crime data only.

1. Disability hate crimes recorded for 2018/19:

Norfolk	Suffolk
187	169

2. Concerning acts of violence against a person:

Norfolk	Suffolk
77	72

3. Taking place online:

<b>Norfolk</b>	<b>Suffolk</b>
11	12

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