

Freedom of Information
Quarterly Disclosure Log

1 October 2014 to 31 December 2014



Police and Crime Commissioner
Northumbria

Ref No	Request	Response
731314	<p>3. A full transcript of the complaint made in each case.</p> <p>4. A full transcript of Northumbria Police's explanations and reasoning in response to the complaint in each case.</p> <p>5. A full transcript of any draft adjudications and recommendations of the ASA in response to Northumbria Police's explanations and reasoning in each case, prior to the informal resolutions.</p> <p>6. An account of the actions taken by Northumbria Police following the ASA judgments.</p> <p>http://www.asa.org.uk/Rulings/Adjudications/2014/10/Northumbria-Police/SHP_ADJ_269798.aspx#.VC1CkildWEM</p> <p>http://www.asa.org.uk/Rulings/Adjudications.aspx?SearchTerms=northumbria#2</p>	<p>You asked:</p> <p>"3. A full transcript of the complaint made in each case.</p> <p>4. A full transcript of Northumbria Police's explanations and reasoning in response to the complaint in each case.</p> <p>5. A full transcript of any draft adjudications and recommendations of the ASA in response to Northumbria Police's explanations and reasoning in each case, prior to the informal resolutions.</p> <p>6. An account of the actions taken by Northumbria Police following the ASA judgments.</p> <p>http://www.asa.org.uk/Rulings/Adjudications/2014/10/Northumbria-Police/SHP_ADJ_269798.aspx#.VC1CkildWEM</p> <p>http://www.asa.org.uk/Rulings/Adjudications.aspx?SearchTerms=northumbria#2</p> <p>In response:</p> <p>The information requested has been provided in redacted form and is attached. Due to the size of the documents, I will send these in two separate emails, please accept this email as the first part of the response. The addition information will be provided to you in a following email. We shall be relying on the following exemption for the information which has been redacted:-</p>

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		<p>Section 40 (2) - Personal Information Section 40 (2) is a class based absolute exemption and there is no requirement to consider the public interest in disclosure. That being said where Section 40(2) is engaged in order to make the exemption absolute there needs to be evidence that a data protection principle would be breached by disclosure. In this case it would not be fair to process information which, we believe by providing all the information you have requested, could lead to the identification of an individual. Therefore the first principle of the Data Protection Act would be breached.</p> <p>Section 40 - Personal Information (2) Any information to which a request for information relates is also exempt information if - (a) it constitutes personal data which do not fall within subsection (1), and (b) either the first or the second condition below is satisfied. (3) The first condition is - (a) in a case where the information falls within any of paragraphs (a) to (d) of the definition of "data" in section 1(1) of the [1998 c. 29.] Data Protection Act 1998, that the disclosure of the information to a member of the public otherwise than under this Act would contravene - - (i) any of the data protection principles, or (ii) section 10 of that Act (right to prevent processing likely to cause damage or distress), and (b) in any other case, that the disclosure of the information to a member of the public otherwise than under this Act would contravene any of the data protection principles if the exemptions in section 33A(1) of the [1998 c. 29.] Data Protection Act 1998 (which relate to manual data held by public authorities) were disregarded.</p>

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		<p>Section 40 is a classed based absolute exemption and therefore there is no need to explain the public interest considerations in this area.</p> <p>You should consider this to be a refusal under section 17 of the Act.</p> <p>You may be interested to know that Northumbria Police and Crime Commissioner routinely publish information via the Disclosure Log. The aim of the Disclosure Log is to promote openness and transparency by voluntarily placing information into the public arena.</p> <p>The Disclosure Log contains copies of some of the information that has been disclosed by Northumbria Police & Crime Commissioner in response to requests made under the Freedom of Information Act 2000.</p> <p>The Disclosure Log will be updated quarterly.</p> <p>I have provided the relevant link below.</p> <p>http://www.northumbria-pcc.gov.uk/transparency/FOI</p> <p>The information we have supplied to you is likely to contain intellectual property rights of Northumbria Police and Crime Commissioner. Your use of the information must be strictly in accordance with the Copyright Designs and Patents Act 1988 (as amended) or such other applicable legislation. In particular, you must not re-use this information for any commercial purpose.</p> <p>How to complain</p> <p>If you are unhappy with our decision or do not consider that we have</p>

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		<p>handled your request properly and we are unable to resolve this issue informally, you are entitled to make a formal complaint to us under our complaints procedure which I have attached.</p> <p>If you are still unhappy after we have investigated your complaint and reported to you the outcome, you may complain directly to the Information Commissioner's Office and request that they investigate to ascertain whether we have dealt with your request in accordance with the Act.</p>
741314	<p>I am requesting all recorded information you hold concerning complaint/s that Vera Baird, others have made concerning this matter; "Police and crime commissioners take complaint against Teesside judge a step further"; http://www.gazettelive.co.uk/news/teesside-news/police-crime-commissioners-take-complaint-8144775</p> <p>The report reads that Vera Baird, Barry Coppinger and Ron Hogg have "jointly wrote to the Judicial Conduct and Investigations Office (JCIO) about Judge George Moorhouse, claiming he had "let down" victims of domestic abuse."</p>	<p>You asked:</p> <p>I am requesting all recorded information you hold concerning complaint/s that Vera Baird, others have made concerning this matter; "Police and crime commissioners take complaint against Teesside judge a step further"; http://www.gazettelive.co.uk/news/teesside-news/police-crime-commissioners-take-complaint-8144775</p> <p>In response:</p> <p>We have now had the opportunity to fully consider your request and I provide a response for your attention.</p> <p>As the information you have requested in accessible by other means, I have not provided you with a full copy of the information requested and will rely on Section 21 of the Freedom of Information Act 2000. You should therefore consider this a refusal for that part of your request.</p> <p>I have provided an explanation to this exemption below.</p> <p>Section 21 (1) – Information accessible by other means</p>

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		<p>Information which is reasonable accessible to the applicant is exempt information.</p> <p>This information is published on the website of the Police and Crime Commissioner for Northumbria and I have provided you with the relevant links to the information below.</p> <ul style="list-style-type: none"> - https://www.northumbria-pcc.gov.uk/north-east-commissioners-take-complaint-ombudsman/ - https://www.northumbria-pcc.gov.uk/police-commissioners-see-inquiry-judges-leniency-domestic-abuse/ <p>You may be interested to know that Northumbria Police & Crime Commissioner routinely publish information via the Disclosure Log. The aim of the Disclosure Log is to promote openness and transparency by voluntarily placing information into the public arena.</p> <p>The Disclosure Log contains copies of some of the information that has been disclosed by Northumbria Police & Crime Commissioner in response to requests made under the Freedom of Information Act 2000.</p> <p>Whilst it is not possible to publish all responses we will endeavour to publish those where we feel that the information disclosed is in the public interest.</p> <p>The Disclosure Log will be updated quarterly.</p> <p>I have provided the relevant link below.</p>

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		<p data-bbox="1055 233 1783 264">http://www.northumbria-pcc.gov.uk/transparency/foi</p> <p data-bbox="1055 308 1973 523">The information we have supplied to you is likely to contain intellectual property rights of Northumbria Police & Crime Commissioner. Your use of the information must be strictly in accordance with the Copyright Designs and Patents Act 1988 (as amended) or such other applicable legislation. In particular, you must not re-use this information for any commercial purpose.</p> <p data-bbox="1055 564 1308 596">How to complain</p> <p data-bbox="1055 639 2018 778">If you are unhappy with our decision or do not consider that we have handled your request properly and we are unable to resolve this issue informally, you are entitled to make a formal complaint to us under our complaints procedure which is attached.</p> <p data-bbox="1055 820 2033 995">If you are still unhappy after we have investigated your complaint and reported to you the outcome, you may complain directly to the Information Commissioner's Office and request that they investigate to ascertain whether we have dealt with your request in accordance with the Act.</p>
761314	<p data-bbox="376 1038 999 1254">1) During the period between her appointment and 30 November 2014, how many communications by letter or email has the Office of the Police and Crime Commissioner for Northumbria received by letter or email from members of the public?</p> <p data-bbox="376 1295 1014 1437">2) Out of the above total number of communications by letter or email, how many individuals subsequently had private, one-to-one meetings face-to-face with Vera Baird?</p>	<p data-bbox="1055 1038 2029 1107">We have now had the opportunity to fully consider your request and I provide a response for your attention.</p> <p data-bbox="1055 1149 2007 1217">I can confirm that the information you have requested is held by the OPCC however cannot be disclosed for the following reasons.</p> <p data-bbox="1055 1259 1888 1327">The information requested at point 2 is not held in an easily retrievable format.</p> <p data-bbox="1055 1334 2018 1437">During the time period specified, the Commissioner received 1468 written communications. To establish which of those subsequently had private, one-to-one meetings face-to-face with Vera Baird would</p>

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	<p>Please note that “private, one-to-one meetings” means exactly what is says. It does not mean or include public meetings, group meetings of any kind, encounters in supermarkets or anything, other than private one-to-one meetings. Please note that “face-to-face with Vera Baird” also means exactly what it says. It does not mean or include any meetings between members of the public and members of Mrs Baird’s staff including the Deputy Commissioner or anyone other than Vera Baird.</p>	<p>require all those items of correspondence to be reviewed and further researched to establish the outcome of each.</p> <p>Even at a conservative estimate of 5 minutes per record, which we have considered as reasonable, we have estimated that to extract this information would take over 122 hours, therefore Section 12(1) of the Freedom of Information Act would apply. This section does not oblige a public authority to comply with a request for information if the authority estimated that the cost of complying with the request would exceed the appropriate limit of 18 hours, equating to £450.00</p> <p>You should consider this to be a refusal notice under Section 17 of the Act for that part of your request.</p> <p>When applying Section 12 exemption our duty to assist under Section 16 of the Act would normally entail that we contact you to determine whether it is possible to refine the scope of your request to bring it within the cost limits. However, from the information we have outlined above I see no reasonable way in which we can do so.</p> <p>You may be interested to know that Northumbria Police and Crime Commissioner routinely publish information via the Disclosure Log. The aim of the Disclosure Log is to promote openness and transparency by voluntarily placing information into the public arena.</p> <p>The Disclosure Log contains copies of some of the information that has been disclosed by Northumbria Police & Crime Commissioner in response to requests made under the Freedom of Information Act 2000.</p> <p>The Disclosure Log will be updated quarterly.</p>

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