



NORFOLK
CONSTABULARY
Our Priority is You

Mr D. Perry

www.whatdotheyknow.com

Date: 6th of January 2010

Norfolk Constabulary

Freedom of Information Department
Jubilee House
Falconers Chase
Wymondham
Norfolk NR18 0WW

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Email: freedomofinformxxxxx@xxxxxxx.xxn.police.uk

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Dear Mr Perry

Freedom of Information Request Reference N^o: FOI 665/09

I write in connection with your request for information received by the Norfolk Constabulary on the 23rd of November 2009, in which you sought access to the following information:

- *How many arrests have been made as a result of racially aggravated offences in each of the last five years (2004 to 2009)?*
- *What were the reasons for these arrests and how many arrests were made for each offence?*
- *How many of these arrests resulted in convictions in court?*

Extent of Searches to Locate Information:

To locate the information relevant to your request, searches were conducted within the Business Performance Analysis Unit of the Norfolk Constabulary.

The time taken to identify, locate, and retrieve the information relevant to your request was 4 hours; all of the information contained in this response has been provided to you free of charge.

At a statutory rate of £25 per hour, as provided for by the Freedom of Information (Appropriate Limit and Fees) Regulations 2004, the estimated cost to the Norfolk Constabulary for retrieving the information relevant to your request was £100

Result of the Searches to Locate Information Relevant to your Request.

Due to the way in which information is recorded on the Norfolk Constabulary's custody database, our data analysts are unable to provide statistical data relating to arrests for racially aggravated offences recorded since January 2004.

The only method of retrieving this data would be to manually review every custody record created within the past 6 years for information that refers to a racially motivated offence.



Research of this magnitude 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 applies.

Section 12(1) of the Freedom of Information Act 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 Norfolk 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 your request.

Additional Information

Although we are not able to provide you with the information you have requested relating to arrests, we are able to provide some data from our recorded crime database concerning racially motivated recorded crimes.

Please see the accompanying data sheets for recorded crimes and recorded crime disposals.

Should you have any further queries concerning this request, please contact me quoting the reference number shown above.

Yours sincerely,

Richard Kindleysides
Freedom of Information Department

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/>

The Norfolk 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.

Disposals in the crime recording system for racially aggravated offences from 1 January 2004 to 9 December 2009

	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>Total</u>
008/33 Racially Aggravated Malicious Wounding Or Grievous Bodily Harm	1	2	0	1	1	1	6
008/34 Racially Aggravated Assault Actual Bodily Harm	14	18	18	26	15	7	98
008/36 Racially Aggravated Intentional Harassment, Alarm Or Distress	30	29	27	25	24	32	167
008/37 Racially Aggravated Harassment	3	6	5	1	3	4	22
008/38 Racially Aggravated Putting People In Fear Of Violence	6	9	6	3	2	4	30
008/47 Racially Or Religiously Aggravated Assault Actual Bodily Harm	1	0	1	1	0	0	3
008/49 Racially Or Religiously Aggravated Intentional Harassment, Alarm Or Distress	0	0	4	1	0	3	8
058/03 Racially Or Religiously Aggravated criminal damage to a vehicle	2	1	1	0	0	0	4
066/09 Racially Aggravated Fear Or Provocation Of Violence	7	3	5	12	12	10	49
125/58 Racially Aggravated Harassment, Alarm Or Distress	43	57	45	46	42	44	277
125/61 Religiously Aggravated Harassment, Alarm Or Distress	0	0	0	0	0	1	1
125/63 Racially Or Religiously Aggravated Harassment, Alarm Or Distress	0	0	1	2	2	0	5
58E/01 Racially Aggravated Criminal Damage To A Dwelling	2	6	3	2	2	3	18
58F/01 Racially Aggravated Criminal Damage To A Building Other Than A Dwelling	7	3	3	2	1	1	17
58F/02 Religiously Aggravated Criminal Damage To A Building Other Than A Dwelling	0	0	1	0	3	0	4
58G/01 Racially Aggravated Criminal Damage To A Vehicle	1	2	2	0	4	0	9
58H/01 Racially Aggravated Other Criminal Damage	0	0	0	0	1	3	4
58H/03 Racially Or Religiously Aggravated Other Criminal Damage	0	0	0	2	0	0	2

Recorded Disposals for Racially Aggravated Offences	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>Total</u>
A1. Charge	65	72	70	100	81	82	470
A2. Charge-ASBO	0	1	0	0	0	3	4
A3. Summons	16	32	9	7	7	7	78
B1. Caution	15	5	22	11	11	7	71
B3. Final Warning	0	0	2	0	1	0	3
B3. Reprimand	0	0	5	3	6	8	22
D6. CPS decide not to prosecute	21	24	9	2	0	0	56
E. Penalty Notice Issued	0	2	5	1	1	1	10
R1. Restorative / Youth Restorative Disposal	0	0	0	0	5	5	10

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 Constabulary to review their decision.

Prior to lodging a formal request for a review, you are welcome, and encouraged, to discuss the decision with the case officer that dealt with your request.

Ask the Norfolk Constabulary to look at the decision again.

If you are dissatisfied with the decision made by the Norfolk Constabulary under the Freedom of Information Act (2000), regarding access to information, you must notify the Norfolk Constabulary that you are requesting a review within 2 months 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
Professional Standards Department
Norfolk Constabulary
Operations and Communications Centre
Jubilee House
Falconers Chase
Wymondham
Norfolk NR18 0WW*

In all possible circumstances the Norfolk Constabulary will aim to respond to your request for us to re-consider your our response within 20 working days of receiving such a request.

The Information Commissioner.

After lodging a request for a review with the Norfolk 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.informationcommissioner.gov.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