



Ministry
of Defence

**Navy Command FOI Section
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FOI2022/05376

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Mr A Smith
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31 May 2022

Dear Mr Smith,

Release of Information

Thank you for your correspondence of 3 May 2022 in which you requested the following information:

'Can you please provide the following information if available:

1. The number of serving members of the Royal Naval Reserve subject to a court martial with a guilty verdict in the last thirty years?

Your enquiry has been considered to be a request for information in accordance with the Freedom of Information Act 2000'.

A search for the information has been completed within the Ministry of Defence and I can confirm that some information in scope of your request is held. In response to your request, from the recorded information held by the Department, the number of Royal Navy Reserve (RNR) personnel subject to a Court Martial with a guilty verdict between 1 January 1990 and 31 December 2021 can be found at Annex A to this letter.

Please note that no records have been found where the Court Martial date of verdict was between 2010 and 2018. It is not known and cannot be established, if this is because there were no instances of members of the RNR being found/pleading guilty, at Court Martial between 2010 -2018 or that if there were such cases, that they were not recorded as RNR. Therefore, figures should be considered an estimate.

Please be further advised that the numbers within the table cannot be broken down any further as disclosure could risk the identification of individuals which would put the Department in breach of our obligations under the Data Protection Act 2018 when handling personal data. Section 40(2) of the FOI Act applies to personal data relating to third parties

and has therefore been applied, with smaller numbers suppressed in line with Departmental policy on disclosure.

If you have any queries regarding the content of this letter, please contact this office in the first instance.

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely

Navy Command Secretariat - FOI Section

Table 1. Number of Royal Navy Reserve personnel subject to a Court Martial with a guilty verdict between 1 January 1990 and 31 December 2021:

Total	~
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Source: People & Training Directorate

1. To prevent unintended disclosure of individuals, figures of 5 or less are represented by '~'
2. It should be noted that no records have been found where the Court Martial date of verdict was between 2010 and 2018. It is not known, and cannot be established, if this is because there were no instances of members of the RNR being found/pleading guilty, at Court Marital between 2010 -2018 or that if there were such cases, that they were not recorded as RNR. Therefore, figures should be considered an estimate.