

 <p>Home Office UK Border Agency</p>	<p>Information Access Team Home Office Ground Floor, Seacole Building 2 Marsham Street London SW1P 4DF e-mail: FOIRequests@homeoffice.gsi.gov.uk</p>
<p>To: Colin Yeo [mailto:request-100623-be7526bf@whatdotheyknow.com]</p>	<p>Web: www.ukba.homeoffice.gov.uk</p>
<p>17 February 2012</p>	
<p>Ref: Freedom of Information Act request no 21382</p>	

Dear Colin Yeo,

Thank you for your e mail of 16th January 2012 in which you asked for the following information,

“Please disclose the number of convictions under section 26B of the Immigration Act 1971 (possession of an immigration stamp) since it was brought into force on 10 February 2003, if possible broken down by year.”

Your request has been handled as a request for information under the Freedom of Information Act 2000.

We believe that some of the information you have requested is already reasonably accessible to you. It can be found at section 3 (pages 80/81) of the Control of Immigration Statistics annual publication which lists prosecutions of Immigration Offences up to 2009 and can be found on the Home Office website at:

<http://webarchive.nationalarchives.gov.uk/20110218135832/rds.homeoffice.gov.uk/rds/pdfs10/hosb1510.pdf>

Section 21 of the Freedom of Information Act exempts the Home Office from having to provide you with this information, because it is already in the public domain. If you have any difficulties in accessing this information at the source which I have indicated, please contact me again.

For the calendar years 2010 and 2011* there have been no prosecutions under that section of the Immigration act recorded.

**Please note, all data is sourced from management information tools and are not quality assured under National Statistics protocols. Figures provided do not constitute part of National Statistics and should be treated as provisional. Statistics reported from NOD relate to UKBA Enforcement teams only and do not include those investigations undertaken by UK Borders or some of the work of our Crime staff in remote locations*

If you are dissatisfied with this response you may request an independent internal review of our handling of your request by submitting a complaint within two months to the address below, quoting reference FOI 21382. If you ask for an internal review, it would be helpful if you could say why you are dissatisfied with the response.

Information Access Team
Home Office
Ground Floor, Seacole Building
2 Marsham Street
London SW1P 4DF
e-mail: FOIRequests@homeoffice.gsi.gov.uk

As part of any internal review the Department's handling of your information request will be reassessed by staff who were not involved in providing you with this response. If you remain dissatisfied after this internal review, you would have a right of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act.

Yours sincerely

Brendan Crean
Intelligence & Analysis
UK Border Agency