



Our Ref: 0803.2020-21  
Date: 04<sup>th</sup> February 2021

Civil Disclosure  
Joint Corporate Legal Services

Dear Applicant,

**FREEDOM OF INFORMATION REQUEST REFERENCE NO: 0803.2020-21**

I write in connection with your request for information which was received by North Yorkshire Police on 08<sup>th</sup> January 2021. I note you seek access to the following information:

*With reference to the three simple cautions issued for rape within the York, Selby, Malton, Harrogate and Knaresborough boroughs in 2015, 2017 and 2018 please confirm whether or not the CPS had agreed that a caution should be given for an indictable -only offence in accordance with s.17(2) of the Criminal Justice and Courts Act 2015*

**Extent and Result of Searches to Locate Information**

To locate the information relevant to your request searches were conducted within North Yorkshire Police.

I can confirm that the information you have requested is held by North Yorkshire Police.

**Decision**

I have today decided to disclose the located information to you.

I can confirm that a manual read of the above cases was undertaken and CPS advice was sought on all 3 occasions and agreed to the cautions.

Please note that systems used for recording information are not generic, nor are the procedures used locally in capturing the data. It should be noted therefore that this force's response to your questions should not be used for comparison purposes with any other responses you may receive.

Jane Wintermeyer BSc (Hons) Force Solicitor & Head of Legal Services  
Police Headquarters | Alverton Court | Crosby Road | Northallerton | North Yorkshire | DL6 1BF  
DX No 68810 NORTHALLERTON 2 | Telephone 01609 643542 | Fax 01609 789987

Non-emergency  
Number



**Complaint Rights**

Your attention is drawn to the attached sheet which details your right of complaint.

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

Yours sincerely

Chris Buckton  
Legal Officer (Civil Disclosure)  
Joint Corporate Legal Services

## **COMPLAINT RIGHTS**

Are you unhappy with how your request has been handled or do you think the decision is incorrect?

You have the right to request that North Yorkshire Police review their decision.

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

Ask to have the decision looked at again –

The quickest and easiest way to have the decision looked at again is to telephone the case officer that is nominated at the end of your decision letter.

That person will be able to discuss the decision, explain any issues and assist with any problems.

### **Complaint**

If you are dissatisfied with the handling procedures or the decision North Yorkshire Police made under the Freedom of Information Act 2000 (the Act) regarding access to information you can lodge a complaint with North Yorkshire Police to have the decision reviewed. North Yorkshire Police must be notified of your intention to complain within 2 months of the date of its response to your Freedom of Information request. Complaints should be made in writing and addressed to:

Force Solicitor and Head of Legal Services  
North Yorkshire Police  
Alverton Court  
Crosby Road  
Northallerton  
North Yorkshire  
DL6 1BF

In all possible circumstances North Yorkshire Police will aim to respond to your complaint as soon as practicable but within 20 working days.

### **The Information Commissioner**

After lodging a complaint with North Yorkshire Police if you are still dissatisfied with the decision you may make application 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 <https://ico.org.uk> Alternatively, phone: 0303 123 1113 or write to:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF