

**Data Protection Office**

Police Headquarters, Saunders Lane, Hutton, Preston PR4 5SB

Tel: 01772 413203 / 412144

Email: [FOI@lancashire.pnn.police.uk](mailto:FOI@lancashire.pnn.police.uk)



D Moore

Sent via email to: [request-692415-74a55b99@whatdotheyknow.com](mailto:request-692415-74a55b99@whatdotheyknow.com)

Date: 13 October 2020

Dear D Moore

**FREEDOM OF INFORMATION APPLICATION REFERENCE NO: DPO/FOI/003155/20**

Thank you for your request for information received by Lancashire Constabulary on 19/09/2020 which was as follows:

- 1. How many individuals currently receive injury awards from your force?**
- 2. For each of the three years 2017/18, 2018/19 and 2019/2020 please provide the number of police officers granted an injury award.**
- 3. For each of the three years 2017/18, 2018/19 and 2019/2020 please provide the amount paid to all those in receipt of injury awards.**
- 4. For each of the three years 2017/18, 2018/19 and 2019/2020 please provide the number of reviews carried out of injury awards.**
- 5. For each of the three years 2017/18, 2018/19 and 2019/2020 please provide the number of reviews that resulted in the level of pension:**
  - i. remaining unchanged;**
  - ii. increasing; and**
  - iii. reducing.**
- 6. For each of the three years 2017/18, 2018/19 and 2020 please provide the number of individuals contacted regarding a review who did not answer the questionnaire sent to them in connection with their review.**
- 7. Please provide a copy of the questionnaire sent to those in receipt of injury awards regarding their review.**
- 8. Please provide the number of officers in receipt of an injury award (include those who were awarded injury benefit by another force) who currently work for your force, if any.**

Section 1 of the Freedom of Information Act 2000 (FOIA) places two duties on public authorities. Unless exemptions apply, the first duty at s1(1)(a) is to confirm whether the information specified in a request is held. The second duty at s1(1)(b) is to disclose information that has been confirmed as being held. Where exemptions are relied upon Section 17 of the FOIA requires that we provide the applicant with a notice which: a) states that fact; b) specifies the exemptions in question and c) state (if that would not otherwise be apparent) why the exemption(s) applies.

Your request has now been considered and some of the information you are seeking is held and can be found below:

**Question 1**

388 individuals currently receive injury awards from our force.

## **Question 2**

The table below shows the number of police officers granted an injury award in each of the requested years.

Year	Total
2017-18	19
2018-19	12
2019-20	7

## **Question 3**

The table below shows the amount paid to all those in receipt of injury awards in each of the requested years.

Year	Total
2017-18	£2,616,048.20
2018-19	£2,978,421.10
2019-20	£3,002,759.56

## **Questions 4 and 5**

Your questions have now been considered however Lancashire Constabulary is not obliged to supply all the information under the Freedom of Information Act 2000.

Third party personal information is exempt from disclosure under s.40(2) of the FOI Act if it would contravene the principle set out at Article 5(1) (a) of the General Data Protection Regulation; that personal data should be processed fairly, lawfully and in a transparent manner, and/ or Section 35(1) of the Data Protection Act 2018; that processing for any of the law enforcement purposes must be lawful and fair.

Section 40 is an absolute class based exemption subsequently there is no requirement to apply the public interest test or evidence the harm in disclosure. However, we have considered if disclosure would be lawful and fair, taking into account the type of data requested i.e. special category / criminal offence / children's data, what the lawful basis for a disclosure to the world could be i.e. consent or legitimate interests, as well as the privacy rights and the reasonable expectations of the individuals concerned.

Publication of information under the Freedom of Information Act 'is to the wider world' and therefore carries more data protection risk. Information relevant to a small number of living people needs to be anonymised to ensure identification is not possible when combined with other information which may already be in the public domain.

Due to the low number(s) returned when this search was completed, it is not possible for us to maintain the anonymity of the personal data within the data set(s) you have requested, as such the information you request is exempt under [Section 40](#) (2) of the Freedom of Information Act 2000.

This letter serves to act as a refusal notice for this part of the request, as per S.17 (1) of the FOI Act.

## **Questions 6, 7 and 8**

The Freedom of Information Act gives individuals the right to request information already recorded and held on our systems. This information is not held as Lancashire Constabulary do not issue a questionnaire in connection with the reviews and we do not ask any individuals when they are recruited if they are receipt of an injury award.

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request an internal review of our decision, you should write to the Data Protection Officer, Data Protection Office, Police Headquarters, Saunders Lane, Hutton, Preston PR4 5SB or

alternatively send an email to [FOI@lancashire.pnn.police.uk](mailto:FOI@lancashire.pnn.police.uk). Details of the Constabulary's Freedom of Information Complaint Procedures can be found attached to this email.

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision. Generally, the Information Commissioner's Office cannot make a decision unless you have exhausted the complaints procedure provided by Lancashire Constabulary. The Information Commissioner can be contacted via the following link:

<https://ico.org.uk/global/contact-us/> or by telephone on 0303 123 1113.

The Information Commissioner's Office request that you do not contact them by post during the Coronavirus pandemic as their offices are closed.

Yours sincerely

*Information Access Team*

Data Protection Office