

Our Ref: 005376/20



Freedom of Information Section
Nottinghamshire Police HQ
Sherwood Lodge, Arnold
Nottingham NG5 8PP

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10 September 2020

Request under the Freedom of Information Act 2000 (FOIA)

I write in connection with your request for information, which was received by Nottinghamshire Police on 15/07/2020.

Following receipt of your request searches were conducted within Nottinghamshire Police to locate the information you require.

RESPONSE

Under S 1 (1) (a) of the Freedom of Information Act 2000 (FOIA), I can confirm that Nottinghamshire Police does hold the information you have requested.

Please find below answers to your questions:-

In relation to this Force's policy that all applications for Firearms Certificates must now be accompanied by a medical report can you tell me please, is this report commissioned by the applicant or by this Force? When did this policy come into place and what was the rationale behind it?

Answer: - As per PS 157 Firearms Licensing Policy 2018 page 7 & 8 introduced on 2nd of September 2018

2. PROCEDURE

i. An applicant will submit an application for a grant or renewal of a firearm or shotgun certificate, and at that point they will be able to submit medical information they have already obtained from their GP. This will identify if they suffer from any of the relevant conditions or not.

ii. If an applicant is unable to have their medical declaration verified with their GP, Nottinghamshire Police will not proceed with the application until this information is supplied.

In relation to the correct course of action. If a senior manager believes or asserts to others that a member of staff has committed a criminal offence, what is the required course of action and by how is this required i.e. is it local policy or within the code of conduct or other legal instrument? Would such an officer be committing any offence i.e. in local policy and requirements or legally if they chose to simply ignore the criminal offence afterwards and take no action? Does this differ, and if so how, if the senior manager was, instead, a serving police officer?

Answer: -

The Freedom of Information Act 2000 provides public access to information held by public authorities.

Section1

General right of access to information held by public authorities.

(1) Any person making a request for information to a public authority is entitled—

- (a) to be informed in writing by the public authority whether it holds information of the description specified in the request, and
- (b) if that is the case, to have that information communicated to him.

The Act covers any recorded information that is held by a public authority in England, Wales and Northern Ireland, and by UK-wide public authorities based in Scotland. Recorded information includes printed documents, computer files, letters, emails, photographs, and sound or video recordings.

The Act only covers recorded information held and is not to be used for answering questions in respect of hypothetical scenarios posed by the applicant. We are therefore unable to provide a response in respect of this request since it is not deemed as being valid under Section 8 of the FOIA as it does not seek to gain access to recorded information within the control of Nottinghamshire Police.

Should you like further information about what is covered by the Freedom of Information Act advice and guidance can be found on the Information Commissioner's website at the address below.

http://ico.org.uk/for_the_public/official_information

Should you wish to refine or re-word your request to request data which would we hold under the Freedom of Information Act we would be happy to conduct searches to retrieve any information held.

However, in the spirit of the Act, we have provided links to information which we believe will assist in relation to your request.

https://www.college.police.uk/What-we-do/Ethics/Documents/Code_of_Ethics.pdf

<https://www.legislation.gov.uk/ukxi/1999/730/made>

Complaints Rights

Your attention is drawn to the enclosed review procedure, which details your right of complaint.

Copyright

Nottinghamshire Police in complying with their statutory duty under Sections 1 and 11 of the Freedom of Information Act 2000 (FOIA) to release the enclosed information will not breach the Copyright, Designs and Patents Act 1988. However, the rights of the copyright owner of the enclosed information will continue to be protected by law. Applications for the copyright owner's written permission to reproduce any part of the attached information should be addressed to the Force Solicitor, Nottinghamshire Police, Force Headquarters, Sherwood Lodge, Arnold, Nottinghamshire, NG5 8PP.

I would like to take this opportunity to thank you for your interest in Nottinghamshire Police.

Should you have any further enquiries concerning this matter, please write or contact the Freedom of Information Officer on telephone number 0115 9670999 Ext 318 0888 or e-mail freedomofinformation@Nottinghamshire.pnn.police.uk quoting the above reference number.

Yours sincerely

A handwritten signature in black ink, appearing to be 'J. B. R.', written in a cursive style.

Electronically signed on behalf of Information Request Team

Are you dissatisfied with your response?

Nottinghamshire Police has a duty to implement a complaints process in relation to Freedom of Information Act requests. If you are not content with our response, you may appeal, this process is known as an 'Internal Review'

Internal reviews are intended to be a fair and impartial means of reviewing the original request process.

You can appeal about your request if you:-

- Disagree with the Forces interpretation of your request;
- Believe the Force hold more information than has been disclosed to you;
- Disagree with the application of exemptions;

How do I appeal?

All appeals should be made in writing and sent to:-

Information Management
Nottinghamshire Police
Force Headquarters
Sherwood Lodge
Arnold
Notts
NG5 8PP

or alternatively freedomofinformation@nottinghamshire.pnn.police.uk

To deal with your appeal as quickly as possible please provide the unique identification number provided with your response and the reasons for your appeal.

Once we have received your request for appeal, your FOI response will be reviewed in full to identify any problems in the disclosure.

The review will be undertaken by someone different from, and preferably senior to, the original decision maker and this should be completed within 20 working days from receipt, in exceptional circumstances it may be extended by a further 20 working days.

Your request for review must be received within 28 calendar days your response. If your request for review is not received within this time period a review will not be considered.

What if I'm still not satisfied?

You can appeal to the Information Commissioner. You can contact the Information Commissioner Office at the following:-

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

Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate)

E-mail: casework@ico.org.uk

Website: <https://ico.org.uk/>