

Our Ref: 004828/15



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

Tel: 101
Ext 800 2507
Fax: 0115 967 2896

15 September 2015

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 17/07/2015.

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

Please find below answers to your questions:-

RESPONSE

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

In relation to Operation Hooper carried out at 3 Fearn Chase, Carlton, Nottingham, please confirm:

1. The date on which this operation became live, in a planning sense.

The Operational Order was created on the 02/07/2014.

2. Where, at which police station, was the base of this operation and who was in command of the planning.

No information held. There was no specific Police Station as a base. Both Chief Constable and Assistant Chief Constable had knowledge of the Operation and the supervision was a Gold Commander who was a Chief Superintendent.

3. From which forces was the manpower assembled, with a breakdown by force, division and rank of those participating in the planning and execution on the day.

Officers were from Nottinghamshire Police and comprised of Chief Superintendents, Chief Inspectors, Inspectors, Sergeants, PC's and PCSOs. It is recorded in the Operational Order that there were 129 Officers to be involved during the course of the Operation. However there were between 20 – 50 Officers on the scene at any one time.

4. The costs, split by manpower and plant/transport of launching the operation, planning and execution.

Nottinghamshire Police have previously responded to an almost identical request received under the Freedom of Information Act and our response to this is available to view on our website via the following link:

<http://www.nottinghamshire.police.uk/sites/default/files/documents/files/FOI%20004426%2015.pdf>

This information is therefore exempt from disclosure under Section 21 of the Act: Information Reasonably Accessible by other means.

This letter constitutes a refusal notice under Section 17 (1) of the Freedom of Information Act 2000 with Section 21(1) of the act being applied.

21. – (1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

(2) For the purposes of subsection (1) –

- a) information may be reasonably accessible to the applicant even though it is accessible only on payment, and
- b) information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.

(3) For the purposes of subsection (1), information which is held by a public authority and does not fall within subsection (2) b) is not to be regarded as reasonably accessible to the applicant merely because the information is available from the public authority itself on request, unless the information is made available in accordance with the authority's publication scheme and any payment required is specified in, or determined in accordance with, the scheme.

5. Whether the person in charge on the day was a police officer, or a civilian. The identity of this person and to whom they reported.

Chief Superintendent Holland was in charge on the day as Gold Commander and would have reported to the Assistant Chief Constable.

6. The costs since 2 July of patrols and/or security and/or responses to activities at and around Fearn Chase in connection with the continued occupation of the disputed property at No. 3.

Under S 1 (1) (a) of the Freedom of Information Act 2000 (FOIA), I can confirm that Nottinghamshire Police does not hold the information you have requested. Nottinghamshire Police do not routinely cost policing activities.

7. The number of complaints and/or enquiries received by the police from the public in relation to this operation.

As at the date of your request (07/07/2015) there were 4 complaints made against Nottinghamshire Police Officers regarding the Policing Operation to prevent a breach of the peace and facilitate lawful protest at the repossession proceedings conducted at 3 Fearn Chase on 02/07/2015.

Please note that formal complaints are only recorded if they are received from the following categories of individuals:

Directly affected
Adversely affected
Witnesses

Individuals who have watched the events on television or through other forms of media are not classed as any of the above and therefore are not able to make a formal complaint about the matter.

None of those complaints recorded have involved a direct complaint of assault by an Officer.

8. Who authorised the issue of the leaflet distributed to residents informing them that an operation in the area might cause inconvenience. Chief Superintendent Holland in the Operational Order.

9. When and by whom were these leaflets distributed.

The leaflet drop was to commence at the point to Bailiff's attended the property and this was conducted by the Neighbourhood Police Team.

10. Why was Carlton station closed on the day of the operation? On whose orders and the duration of the closure.

No information held.

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 9672507 or e-mail freedomofinformation@Nottinghamshire.pnn.police.uk quoting the above reference number.

Yours sincerely

Disclosure Officer

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.

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