

Date: 11 February 2022

Our Reference: FOIA-2022-018

RE: Freedom of Information Act 2000 Request

I write in response to your Freedom of Information Act 2000 (or 'FoIA 2000') request, enclosed for reference, which aimed to narrow the scope and clarify your earlier FOIA request (Our reference FOIA-2021-143).

Thank you for taking the time to reconsider your request and to read our previous responses to requests on this subject. However, before we can process this as a valid request under the FOIA 2000 we require further clarification from you. To assist you in clarifying your request, I have addressed each of the relevant points raised in your letter in turn below. I have also enclosed a copy of your letter for reference. The numbered points below refer to the relevant numbered paragraphs as stated in your letter. At Annex A I have addressed each point in the annex section of your letter. Again, the numbered points at Annex A refer to the relevant numbered paragraphs as stated in the annex to your letter.

To enable me to progress your request(s) under the Act please can you provide a clear response to each point that I have raised below,. Please be advised that the FOIA only provides a right to request recorded information held by a public authority, and does not extend to a requirement for that public authority to respond to general questions. You may find the following guidance from the Information Commissioner's Office useful when clarifying your request <https://ico.org.uk/your-data-matters/official-information/>.

Point 3: Can you please confirm that this is a new request for the following 'Information confirming whether or not the College's current position is as represented in FOIA-2020-075 in respect of each of the recommendations in the Henriques Report, especially Recommendation 1?'

Point 6: Can you please confirm that this is a new request for the following 'information which explains why the College rejected Recommendation 3 of its own review – that review being the review carried out in

2018 for the College of Policing into the terminology used to guide police when an allegation of crime is made.'

Point 7: Can you please confirm that this is a new request for the following 'information, preferably a summary of information in the form of a simple yes/no statement (yes the College did/no the College did not), that shows whether or not 'in its work to reach its position on Recommendation 1 of the Henriques Report , it considered or did not consider the point about " paranoid woman syndrome " and the other points made in Harris , Evaluation of the Protection from Harassment Act , 2000' that are relevant to injustice liable to be caused by bearers of false witness and by troublemakers'

Point 9: I note your request for us not to disclose your freedom of information request. In the interests of transparency we publish all of our responses on our disclosure log, which is available here: <https://www.college.police.uk/about/data-protection-foi/disclosure-log>. Please be assured that all personal data of the requestor is removed and only our response is published, not the full commentary surrounding the request. I hope this sufficiently addresses your concerns.

Point 10: I note your request, however this falls outside the scope of the FOIA and is not a valid request for information, as defined in section 8 of the Act. In addition, please be advised that we are not a regulatory body and have no function to log any complaints of torture. I would direct you to follow the complaints procedure of the relevant force, details of which will be publically available on their website. Alternatively, you may wish to consult the information which is publically available from the Independent Office for Police Conduct, accesible at the following link: <https://www.policeconduct.gov.uk/complaints-reviews-and-appeals/make-complaint>.

11. Please confirm that this is a request for an internal review of our response (our reference FOIA-2021-143), based on the three issues as raised in paragraphs (a)-(c).

Annex A

Point 1: I acknowledge that this part of the request remains as stated. Once we receive clarification on the remainder of the original request, I can accept this part as a valid request for information.

Point 2: I am unsure of what this part of the request is asking for. Can you confirm the full request for information. It may be helpful to omit the references to other requests.

Points 3 and 4: Can you please clarify what you mean by a 'summary of information' and a 'summary of materials'. For example, do you mean a list of the information or material that is held, or an overview of the information? Please be advised, when clarifying this request, that the FOIA does not require a public authority to create information in order to respond to an FOIA request.

Point 5: Please confirm that, following our response to your request dated 8 December 2021 (our reference FOIA-2021-150) you are withdrawing this part of your request

Point 6: Please confirm that this is a new request for information for the following 'The latest and best example from an actual case of graphical representation of root causes of organisational failure, particularly diagrams such as Ishikwa diagram, fault trees and similar diagrams, that aim to analyse and show the causal factors behind a major fault.

Point 7: In relation to (a), I require further clarification before I can accept this as a valid FOI request. My interpretation is that the clarification refers only to the bibliography aspect and therefore the summary aspect has been withdrawn. To ensure I am interpreting your request accurately, please state the new request for information clearly and in full. In relation to (b) please clarify what you mean by 'College's senior students'. Please be advised that the College does not have enrolled students. Further information about how the College provides training can be found on our website at the following link: <https://www.college.police.uk/about>.

Point 8: Please confirm that this part of your request is withdrawn and now forms part of your request stated at point 2.

Point 9: I require further clarification before I can accept this as a valid FOI request. My interpretation is that the clarification refers only to the bibliography aspect and therefore the summary aspect has been withdrawn. To ensure I am interpreting your request accurately, please state the new request for information clearly and in full.

Point 10: I acknowledge that this part of the request remains as stated. Once we receive clarification on the remainder of the original request, I can accept this part as a valid request for information.

Point 11: I require further clarification before I can accept this as a valid FOI request. My interpretation is that the clarification refers only to the bibliography aspect and therefore the summary aspect has been

withdrawn. To ensure I am interpreting your request accurately, please state the new request for information clearly and in full.

I acknowledge your request for a telephone call, however given the complexity and clarification required, along with the legislative requirement that a request be made in writing, I consider that the College providing a written response is more appropriate in these circumstances.

Once we receive the clarification as requested above we will be in a better position to be able to progress your request under the Act.

Yours sincerely,

Legal Services
Information Management and Legal Team
College of Policing

Email: FOI@college.pnn.police.uk

Website: www.college.police.uk