

**Date: 31/03/2022**

**Our Reference: FOIA-2022-27**

**RE: Your request for information under the Freedom of Information Act 2000**

I write in response to your Freedom of Information request, dated 04/03/2022, which you requested:

*“Under the provisions of the Freedom of Information Act 2000 please provide documentation regarding guidance and training materials regarding awareness of Constables having no Stop and Account Powers under statute and that such use of a non-existent power is a criminal offence.”*

**Decision**

When a request for information is made under FoIA 2000, a public authority has a general duty under section 1(1) of the Act to inform an applicant whether the requested information is held. There is then a general obligation to communicate that information to the applicant.

In line with section 1(1) of the FoIA, I can confirm the College does hold some information you require. Please find the attached answers below:

‘Stop and Account’ is specifically covered within the stop and search APP [here](#). This provides the reader with a clear statement that there is no legal power associated with stop and account.

In respect of training, the Stop and Search National Policing Curriculum requires within Learning Outcome 1 ‘*Explain the different types of police-initiated search encounters with members of the public*’, minimum content coverage 1.2 ‘*Considerations of a stop and account encounter*’.

Yours sincerely,

**James Rose, Legal Advisor**  
**Business Administration, Enabling Services**  
**College of Policing**  
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## **Appendix A**

### **Your right of review**

Under the Freedom of Information Act 2000 you have a right to request an internal review if you are dissatisfied with our handling of your request. Review requests should be made in writing (by email or post) within 40 working days from the date of our original response. We will aim to respond to your review request within 20 working days.

#### **The Information Commissioner's Office (ICO)**

If, after lodging a review request you are still dissatisfied, you may raise the matter with the ICO. For further information you can visit their website at <https://ico.org.uk/for-the-public/official-information/>. Alternatively, you can contact them by phone or write to them at the following address:

**Information Commissioner's Office**  
**Wycliffe House**  
**Water Lane**  
**Wilmslow**  
**Cheshire**  
**SK9 5AF**  
**Phone: 0303 123 1113**

