



## FREEDOM OF INFORMATION REQUEST

### FREEDOM OF INFORMATION REQUEST 2024/26983

Dear Requester,

Thank you for your recent request under the Freedom of Information Act 2000.

**Section 1** of the Freedom of Information Act 2000 (FOIA) places two duties on public authorities. Unless exemptions apply, the first duty at, **Section 1(1) (a)**, is to confirm or deny whether the information specified in a request is held. The second duty at, **Section 1(1) (b)**, is to disclose information that has been confirmed as being held.

The information that you are seeking is in relation to the following:

### REQUEST

For the period 3 March 2018 to 10 January 2024, please could you tell me:

- 1) The number of police officers and PCSOs in your force convicted of a crime.
- 2) For each officer/PCSO listed in your answer to question 1, the type of offence (assault, rape, etc), the date of the offence and the date of conviction.
- 3) The name, date of birth, gender and rank of each convicted officer/PCSO and their status with your force at the date of offence and now (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).

For the period 3 March 2021 to 10 January 2024, please could you tell me:

- 4) The number of police officers and PCSOs charged with a criminal offence where the case is yet to conclude (i.e. a trial is yet to take place, plea hearing is yet to be held, etc).
- 5) For each officer/PCSO listed in your answer to question 4, the type of offence that they are charged with (assault, rape, etc) and the date of the alleged offence.
- 6) The name, age, gender and rank of each officer/PCSO charged with an offence and their status with your force both now and when the alleged offence occurred (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).



## RESPONSE

Case Recorded	Rank	Offence	Outcome	comments
10/09/2018	PC	Pervert the Course of Justice	Sentenced to 24 weeks Imprisonment	Officer suspended,  Resigned. Appeared at a special case hearing outcome would have been dismissed
20/05/2020	PC	Witness Intimidation and Perverting the Course of Justice	Guilty x 2 counts	Suspended  Accelerated Misconduct Hearing – Would have been dismissed
14/12/2020	PC	Misconduct in a public office - (Abuse of position for sexual purpose)	Sentenced to 18 months imprisonment	Suspended while serving, then retired –  Pending former officer hearing to place on barred list.
13/07/2021	PC	2 x Sexual Assaults on a child under 13 years / 2 x Offences of inciting a child to commit a sexual act / Causing a child under 13 years to watch a sexual	Guilty on all counts – remanded in custody	Suspended  Accelerated hearing – Dismissed without notice
18/10/2021	PC	Threats to send intimate pictures, controlling coercive behaviour	2 years 6 months imprisonment	Officer suspended  Accelerated hearing - Dismissed at an accelerated hearing
17/03/2022	PC	Traffic	Convicted - causing serious injury by careless driving - Guilty fined £450 CPS costs £750, Surcharge £45 and 6 points on licence.	Alternative duties until investigation complete  No case to answer for gross misconduct - remains serving
27/05/2022	PC	Failing to provide specimen	Fined - £100, prosecution costs of £900 and a victim's surcharge of £120, driving ban of 17 months	Suspended Officer resigned  Accelerated hearing - would have been dismissed
05/07/2022	PC	S26 Corrupt or other improper exercise of police powers and privileges  (Abuse of position for sexual purpose)	Sub-judice	Suspended awaiting trial
19/02/2024	DS	Common Assault and Public Order	Sub-judice	Suspended awaiting trial



Due to data protection and also low numbers, we are unable to disclose the name, date of birth and gender of the Officers.

The below exemption applies.

### **Section 40(2) Personal Information**

The exemption applicable to the information you have requested for this question can be found at Section 40(2) Personal Information, of the Act and this refusal notice is issued under Section 17.

Due to the low numbers, the chances of identification are extremely high. Information of this nature is the personal sensitive information of that individual.

To make a disclosure here would be in breach of the first GDPR data protection principle (DPA Act 2018) which is for data to be processed lawfully, fairly and transparently. Also, it may lead to the identification of individuals concerned or permit further information to be gleaned around the circumstances of each case.

Gwent Police is withholding the information you have requested on the basis that the exemption contained in s 40(2) of the Freedom of Information Act applies in that the information you have requested is personal data of third parties and the disclosure of the data would breach one of the principles contained in the Data Protection Act. The relevant principle is the first principle which states that:

Personal data shall be processed fairly and lawfully and in particular shall not be processed unless –

(a) at least one of the conditions in Schedule 2 is met and

(b) in the case of sensitive personal data, at least one of the conditions in Schedule 3 is met

It is only necessary to consider (a) in respect of the information requested. The relevant condition in Schedule 2 is condition 6 which states that:

"The processing is necessary for the purposes of legitimate interests pursued by the data controller or by the third party or parties to whom the data are disclosed, except where the processing is unwarranted in any particular case by reason of prejudice to the rights and freedoms or legitimate interests of the data subject"

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Freedom of Information Act is a public disclosure regime, not a private regime. Any information disclosed under the Act is thereafter deemed to be in the public domain, and therefore freely available to the public and will be published on the Gwent Police website.



If, upon receiving a response to a freedom of information request, you are unhappy with the outcome, you may request an internal review. **This should be made within 40 working days of the initial response.**

Please direct any internal review requests to [FOI@gwent.police.uk](mailto:FOI@gwent.police.uk)

You have the right to request an appeal from the Information Commissioners Office about your Freedom of Information request, if you are dissatisfied with your internal review response.

ICO Contact Details:

The Information Commissioner's Office, Wycliffe House, Wilmslow, Cheshire, SK9 5AF

Tel: 0303 123 1113

Web: [www.ico.org.uk](http://www.ico.org.uk)

**Thank you for your interest in Gwent Police.**