

## **Freedom of Information Act 2000 (Section 51)**

### **Information notice**

**Date:** 30 April 2024

**Public Authority:** Chief Constable of Warwickshire Police  
**Address:** Police Headquarters  
Leek Wootton  
Warwick  
CV35 7QA

### **Section 51**

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Under section 51 of the Freedom of Information Act 2000 ( "FOIA"), which is set out below, the Information Commissioner (the "Commissioner") has the power to serve a notice on a public authority requiring it to furnish him with any information he requires to enforce the requirements of the Act.

51. – (1) If the Commissioner –

(a) has received an application under section 50, ...

he may serve the authority with a notice (in FOIA referred to as "an information notice") requiring it, within such time as is specified in the notice, to furnish the Commissioner, in such form as may be so specified, with such information relating to the application, to compliance with Part I or to conformity with the code of practice as is so specified.

### **Application under section 50**

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1. The Commissioner has received an application under section 50, reference IC-270328-D0F8, for a decision whether a request for information made by the complainant to Warwickshire Police on 20 August 2023, has been dealt with in accordance with the requirements of Part I of FOIA.

## Nature of complaint

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2. The complainant contacted the ICO on 14 November 2023 to complain about the handling of his request. On 6 March 2024, the Commissioner wrote to Warwickshire Police raising various queries to assist with his investigation. Although Warwickshire Police responded on 20 March 2024, at the time of writing this notice, a number of enquiries remain outstanding.

## Information required

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3. In view of the matters described above the Commissioner hereby gives notice that in the exercise of his powers under section 51 of FOIA he requires that Warwickshire Police shall, within 30 calendar days of the date of this notice, furnish him with a copy of the following information.
4. Warwickshire Police is required to:
  - provide a copy of **all** the information which is being withheld, specifying which section of FOIA is being relied on for each item;
  - provide a full submission in respect of section 42 of FOIA, answering the questions linked to below<sup>1</sup> if it wishes to rely on this exemption.

## Failure to comply

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5. Failure to comply with the steps described above may result in the Commissioner making written certification of this fact to the High Court (or the Court of Session in Scotland) pursuant to section 54 of the Act, and may be dealt with as a contempt of court.

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<sup>1</sup> <https://ico.org.uk/for-organisations/foi/freedom-of-information-and-environmental-information-regulations/key-questions-for-public-authorities-foi-act-2000/#42>

## Right of appeal

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6. There is a right of appeal against this information notice to the First-tier Tribunal (Information Rights). Information about the appeals process can be obtained from:

First-tier Tribunal (Information Rights)  
GRC & GRP Tribunals,  
PO Box 9300,  
LEICESTER,  
LE1 8DJ

Tel: 0300 1234504  
Fax: 0870 739 5836  
Email: [grc@Justice.gov.uk](mailto:grc@Justice.gov.uk)  
Website: [www.justice.gov.uk/tribunals/general-regulatory-chamber](http://www.justice.gov.uk/tribunals/general-regulatory-chamber)

7. Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this information notice is sent. If Notice of Appeal is served late the Tribunal will not accept it unless it is of the opinion that it is just and right to do so by reason of special circumstances.

## Signed by

**Carolyn Howes**  
**Senior Case Officer**  
**Information Commissioner's Office**  
**Wycliffe House**  
**Water Lane**  
**Wilmslow**  
**Cheshire**  
**SK9 5AF**