

14 June 2023

**IC-233384-N3Z6**

**Request**

You asked us:

*"NEW FOI REQUEST FOR DETAILS OF IHOW MANY MEMBERS OF PUBLIC HAVE BEEN PROSECUTED BY ICO SINCE 2018 FOR s170 BREACHES. [...]"*

*"Would it be possible to request from you the number of cases/prosecutions you have brought against members of the Publi since the 2018 DPA act has come into force ?"*

We have handled your request under the Freedom of Information Act 2000 (the FOIA).

**Our response**

We interpreted your request as being for the number of criminal investigation cases and prosecutions brought by the Information Commissioner in relation to Section 170 (s170) offences under the Data Protection Act 2018. We can confirm that we hold information within the scope of your request.

Since 1 June 2018, 92 cases involving s170 offences were investigated by our Criminal Investigations Team. Of those 92 cases, 67 have outcomes assigned:

No further action – 48 cases  
Caution – 13 cases  
Prosecution (guilty) – 5 cases  
Prosecution (not guilty) 1 case

The remaining 25 investigations have not yet been assigned outcomes.

This concludes our response to your information request.

### **Next steps**

You can ask us to review our response. Please let us know in writing if you want us to carry out a review. Please do so within 40 working days.

You can read a copy of our full review procedure [here](#).

If we perform a review but you are still dissatisfied, you can complain to the ICO as regulator of the FOIA. This complaint will be handled just like a complaint made to the ICO about any other public authority.

You can [raise a complaint through our website](#).

### **Your information**

Our [Privacy notice](#) explains what we do with the personal data you provide to us, and set out your rights. Our retention schedule can be found [here](#).

Yours sincerely



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