

Freedom of Information Act 2000 (FOIA)

Decision notice

Date: 23 August 2023

Public Authority: Humberside Police
Address: Police Headquarters
Priory Road
Hull
HU5 5SF

Decision (including any steps ordered)

1. The complainant has requested information with regards to outstanding FOIA requests. Humberside Police (the police) provided a response but the Commissioner has found that it responded outside the required 20 working day timeframe and therefore breached section 10(1) of the FOIA.
2. As the response has been issued, the Commissioner does not require any steps.

Request and response

3. On 11 June 2023 the complainant made the following information request to the Police:

"1. Under the freedom of information act please search all your records and provide me with all outstanding FOIR and all outstanding internal review.

2. If you find any matters that are still outstanding that are over the ICO legal requirements could you please provide me with the case reference number to each FOIR along with as summary of the actual request

3. If you find any matters that are still outstanding that are the over ICO legal requirements could you please provide me with the internal review reference number along with a summary of my grounds for the review.”
4. The complainant contacted the Police again on 8 July 2023 as no response had been received.
5. The police responded to the complainant’s request on 26 July 2023.

Scope of the case

6. The complainant contacted the Commissioner on 27 July 2023 to complain about the time it took the Police to respond to his request.
7. The scope of the case is for the Commissioner to determine whether the Police breached section 10(1) of the FOIA.

Reasons for decision

8. Section 10(1) of the FOIA requires a public authority which receives a request for information, to respond to the request within 20 working days following its receipt.
9. In this case the request was made on 11 June 2023 and the Police did not provide a response until 26 July 2023. This falls outside the required 20 working day time limit to provide a response.
10. The Commissioner has therefore decided that Humberside Police did not comply with the requirements of section 10(1) of FOIA.
11. As a response has now been issued, the Commissioner does not require any steps.

Right of appeal

12. Either party has the right to appeal against this decision notice to the First-tier Tribunal (Information Rights). Information about the appeals process may 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

Website: www.justice.gov.uk/tribunals/general-regulatory-chamber

13. If you wish to appeal against a decision notice, you can obtain information on how to appeal along with the relevant forms from the Information Tribunal website.
14. Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

Signed

Ian Walley
Senior Case Officer
Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF