

28th August 2018

Freedom of Information Request – Reference No:20181390

REQUEST

BACKGROUND:

<http://www.dailymail.co.uk/news/article-5533635/Protesters-arrested-Sheffield-tree-felling-dispute.html>

Video appears to show an officer arresting a person, possibly [REDACTED] possibly for blowing [REDACTED] horn at an environmental protest.

Officer 2023 appears to be the arresting officer who says:- "Right, you are arrested under section 4A of the Public Order Act."

<http://www.dailymail.co.uk/news/article-5533635/Protesters-arrested-Sheffield-tree-felling-dispute.html#v-3961684480886719998>

Statute:-

4A Intentional harassment, alarm or distress.

(1)A person is guilty of an offence if, with intent to cause a person harassment, alarm or distress, he— (a)uses threatening, abusive or insulting words or behaviour, or disorderly behaviour, or

REQUESTS

1. Provide all data relating to the arrest. This includes but is not limited to:

a) Time of arrest

b) Reason for arrest (

c) use of physical restraint including handcuffs d) Time [REDACTED] arrived at custody suite and time released

e) Entries made on police computer or other record f) Photographs, fingerprints, DNA etc. taken (I only want to know if these were done, not asking for the photos etc. themselves.

g) Records of all police computer (PNC, PND, etc.) checks made. (what checks were made, not the results) - i.e. home address.

h) Records showing if photographs, fingerprints, DNA were later deleted.

2. All data relating to any complaint made against police in relation including response.

3. All data relating training, words of advice etc. given to the arresting officer as a result of the arrest.

Please bear in mind the following with regard to public interest test:- [REDACTED] had committed no offences, as the video shows.

[REDACTED] behaviour was far more gracious and proper than that of SYP on the day.

No doubt you appreciate that the public interest is best served by observing the principle of open justice. This means releasing the data (with the necessary redactions to prevent the release of sensitive personal data). This may go some way to restoring confidence in SYP.

RESPONSE

South Yorkshire Police can neither confirm nor deny that it holds the information that you have requested as the duty in Section 1 (1)(a) of the Freedom of Information Act does not apply. If we did hold such information then it would be exempt under the following sections: -

Section 40(5) of the Freedom of Information Act 2000, which covers Personal Information

Information disclosed under the Freedom of Information Act may be disclosed into the public domain, effectively to the world, not just to one individual. To confirm or deny whether personal information exists in response to your request could publicly reveal information about an individual or individuals, thereby breaching the right to privacy afforded to persons under the Data Protection Act 1998.

This is an absolute exemption and therefore I am under no obligation to carry out a Harm/Public Interested Test.

However, this should not be taken as conclusive evidence that the information you requested exists or does not exist.