



**NORFOLK**  
CONSTABULARY  
*Our Priority is You*

March 2017

### **Freedom of Information Request Reference N°: FOI 002690/17**

I write in connection with your request for information received by the Norfolk Constabulary on the 6<sup>th</sup> February 2017 in which you sought access to the following information:

Please can you tell me the following information for the last three financial years and current numbers ie; 2016/17, 2015/16, 2014/15 and 2013/14

- 1 Number of people prosecuted for drink driving
- 2 Nationality of those prosecuted.
- 3 Number of fatalities caused by drink driving.
- 4 Highest amount over the limit recorded.

Norfolk Constabulary holds information relevant to your request.

### **Response to your Request**

When responding to a request for information under the terms of the Freedom of Information Act (2000), a public authority is not obliged to provide information, if the authority estimates that the cost of the retrieval of the information requested, would be in excess of £450 (equivalent to 18 hours work).

The costs criteria relates to a request in its entirety, which means that if we cannot retrieve all of the information requested within the costs limit, we are not obliged to retrieve *any* of the information requested.

The Norfolk Constabulary estimates that to retrieve all of the information you have requested would exceed cost in excess of £450.

In order to establish what information is held, relevant to your request, we have contacted both our Joint Performance and Analysis Department and Roads Policing Unit. The information you have requested is not held in any easily retrievable format. The Roads Policing Unit has advised that when a collision report is completed, the officer will record the potential contributory factors at the time. These factors may change by the end of the collision investigation and these statistics are not collated by the Constabulary. Therefore in order to provide you with an accurate response, it would be necessary to review every fatal collision file and locate the toxicology report to see if the collision has been caused by drink driving.

Since 2013, there have been approximately 150 fatal collisions recorded. Based on an estimate of just 10 minutes per file, this would exceed the 18 hour limit.

Additionally JPAD has undertaken research of arrests for driving with excess alcohol. With regard to question 4, the Constabulary introduced a new custody database in October 2015 and each arrest record would need to be reviewed in order to retrieve the highest alcohol reading. JPAD has already carried out 6 hours of research for information which has been provided below.

Therefore, this would exceed the appropriate limit for dealing with Freedom of Information requests, in terms of costs, and therefore Section 12(1) of the Freedom of Information Act applies.

Section 12(1) of the Freedom of Information Act states that a public authority is not obliged to:

*“...comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit”.*

The Freedom of Information (Appropriate Limit and Fees) Regulations 2004, defines the ‘appropriate limit’ for Norfolk Constabulary as £450, and specifies that this sum equates to 18 hours work at a standard rate of £25 per hour.

In accordance with Section 17 of the Freedom of Information Act (2000), this serves as a Refusal Notice for your request.

#### Advice & assistance

Although excess cost removes the Constabulary’s obligations under the Freedom of Information Act, as a gesture of goodwill, I have supplied information, relevant to your request, which was retrieved or available before it was realised that the fees limit would be exceeded. I trust this is helpful, but it does not affect our legal right to rely on the fees regulations for the remainder of your request.

For questions 1, 3 and 4, JPAD has undertaken research of arrests for driving with excess alcohol, which have resulted in the driver being charged with the offence. The Constabulary does not hold statistical information regarding court outcomes.

Q1 & 2

<b>2013/2014</b>	
<b>Disposal = Charge</b>	
<b>Nationality</b>	<b>No. of Arrests</b>
Brazil	1
Bulgaria	1
China (People's Rep. of)	1
Congo	1
England	2
France	1
Germany	1
Grenada	1
Hungary	6
India	4
Irish Republic	6
Latvia	16
Lithuania	82
Moldova	1
Netherlands	2
New Zealand	1
Nigeria	1
Philippines	1
Poland	15

Portugal	7
Portuguese West Africa	2
Romania	2
Slovak Republic	2
Slovakia	1
Slovenia	1
South Africa	2
Spain	1
Sri Lanka	1
Turkey	1
United Kingdom	487
United States	2
USA Minor Outlying Islands	1
Zimbabwe	3
<b>Grand Total</b>	<b>657</b>

<b>2014/2015</b>	
<b>Disposal = Charge</b>	
<b>Nationality</b>	<b>No. of Arrests</b>
Abyssinia	1
Bulgaria	2
China (People's Rep. of)	1
Congo	1
Dominica	1
Eire	3
England	4
Germany	1
Greece	1
Hungary	2
India	2
Iran	1
Iraq	1
Irish Republic	1
Italy	2
Latvia	8
Lithuania	98
Moldova	1
New Zealand	1
Northern Ireland	2
Pakistan	2
Poland	19
Portugal	6
Romania	4

Russia	2
Scotland	1
Slovakia	1
South Africa	3
Sri Lanka	1
Thailand	1
Turkey	2
Uganda	1
Ukraine	1
United Kingdom	514
United States	3
Wales	1
Zimbabwe	1
<b>Grand Total</b>	<b>697</b>

<b>2015-2016</b>	
<b>Disposal = Charge</b>	
<b>Nationality</b>	<b>No. of Arrests</b>
Albania	1
Australia	1
Bulgaria	2
England	1
Germany	2
Ghana	1
Greece	1
Guinea	1
Guinea-Bissau	1
Hungary	1
India	1
Irish Free State	1
Irish Republic	4
Latvia	25
Lithuania	66
Moldova	1
Nigeria	2
Not Recorded	130
Pakistan	2
Poland	26
Portugal	9
Portuguese East Africa	1
Romania	9
Russia	2
Sao Tome and Principe	1

South Africa	2
Spain	2
Turkey	2
United Kingdom	438
United States	2
Yugoslavia	1
Zimbabwe	2
<b>Grand Total</b>	<b>741</b>

<b>2016/2017</b>	
<b>Disposal = Charge</b>	
<b>Nationality</b>	<b>No. of Arrests</b>
Belgium	1
Bolivia	1
China (People's Rep. Of)	2
France	1
Ghana	1
Hungary	2
India	3
Iran	1
Irish Republic (Eire)	3
Latvia	12
Lithuania	70
Moldova	3
Morocco	1
Mozambique	1
Namibia	1
New Zealand	1
Nigeria	1
Not Recorded	284
Pakistan	1
Poland	20
Portugal	11
Romania	8
Russia	1
Slovak Republic	1
Spain	1
Sri Lanka	2
Turkey	3
United Kingdom	180
United States	2
Zimbabwe	2
<b>Grand Total</b>	<b>621</b>

Q3 The following figures are based on a potential contributory factor recorded at the scene of the collision. As advised above, to provide an accurate figure would exceed the cost limit.

	2013/2014	2014/2015	2015/2016	2016/2017
CF - Drink	3	1	3	2

Q4 Please see below the highest breath, blood and urine readings. These have been extracted from the custody records.

2013/2014		
Breath	Blood	Urine
171	297	209
2014/15		
Breath	Blood	Urine
181	330	330
2015/16 (to 20 <sup>th</sup> October 2015 only)		
Breath	Blood	Urine
158	283	334