



Ministry
of Defence

Navy Command FOI Section
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19 December 2016

Dear [REDACTED]

Release of Information

Thank you for your correspondence dated 23 November 2016 requesting the following information on:

'Under the Freedom of Information Act can I ask for the following information about the submarine service:

- *For 1st Apr 2014 – 31st Mar 2015 can I have a list of disciplinary/misconduct offences that members of the submarine service have faced/been charged with?*
- *If available can I be provided with an anonymised commentary of the cases in question?*
- *Can I have a list of which boats in the submarine service that have had people face disciplinary/misconduct hearings?*

addendum can I ask for a list of the ranks of the disciplined.'

Your enquiry has been considered to be a request for information in accordance with the Freedom of Information Act 2000.

I can confirm that the Department holds the information you have requested and it is attached as Annex A to this letter.

The personal information of service personnel contained in the details of the cases in question has had to be withheld under section 40(2) of the FOI Act (personal data).

Section 40(2) applies to personal data relating to third parties. The release of personal information relating to other individuals would contravene the principles of the Data Protection Act 1998, namely Principle 1 – personal data shall be processed fairly and lawfully and not unless certain specified conditions are met, and Principle 2 – personal data shall be obtained and processed only for specified and lawful purposes and not further

processed in a manner incompatible with the purposes. In this instance, data has been provided for internal purpose and not with the expectation that it would be made public.

If you are not satisfied with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Information Rights Compliance Team, Ground Floor, Zone D, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain dissatisfied following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not investigate your case until the MOD internal review process has been completed. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website, <http://www.ico.org.uk>.

Yours sincerely

Navy Command Secretariat – FOI Section

Disciplinary offences members of the RN Submarine Service were charged with during 1/4/14-31/3/15

Charge Description	Ranks
Absence without leave contrary to section 9(1) of the Armed Forces Act 2006	Able Rating First Class Able Rating Second Class Leading Hand Petty Officer Chief Petty Officer Lieutenant
Common assault/battery contrary to section 39 of the Criminal Justice Act 1988	Able Rating Second Class Sub-Lieutenant
Conduct prejudicial to good order and service discipline contrary to section 19(1) of the Armed Forces Act 2006	Able Rating First Class Able Rating Second Class Leading Hand Lieutenant
Contravention of standing orders contrary to section 13(1) of the Armed Forces Act 2006	Able Rating First Class Able Rating Second Class Leading Hand Petty Officer Lieutenant Lieutenant Commander
Damaging public or Service property contrary to section 24(1) of the Armed Forces Act 2006	Able Rating Second Class
Disobedience of a lawful command contrary to section 12(1) of the Armed Forces Act 2006	Able Rating First Class
Exceeding alcohol limits for prescribed safety-critical duties	Able Rating First Class Able Rating Second Class Leading Hand
Failing to attend for a duty contrary to section 15(1)(a) of the Armed Forces Act 2006	Able Rating First Class Able Rating Second Class Sub-Lieutenant
Failing to perform a duty contrary to section 15(1)(c) of the Armed Forces Act 2006	Able Rating First Class
Negligently performing a duty contrary to section 15(2) of the Armed Forces Act 2006	Able Rating First Class Commander
Making a false official record contrary to section 18(1) of the Armed Forces Act 2006	Able Rating First Class
Tampering with an official document contrary to section 18(3) of the Armed Forces Act 2006	Able Rating Second Class
Other Sexual offences not specified	Able Rating First Class
Theft contrary to section 1 of the Theft Act 1968	Able Rating First Class Able Rating Second Class
Unfitness or misconduct through alcohol or drugs contrary to section 20(1)(a) of the Armed Forces Act 2006	Able Rating First Class Able Rating Second Class Leading Hand Chief Petty Officer
Unfitness or misconduct through alcohol or drugs contrary to section	Able Rating First Class Able Rating Second Class

20(1)(b) of the Armed Forces Act 2006	Leading Hand Sub-Lieutenant Lieutenant
Unlawful possession of a controlled drug (class C) contrary to section 5(2) of the Misuse of Drugs Act 1971	Able Rating First Class Able Rating Second Class
Using violence or threatening behaviour whilst in custody contrary to section 29(2) of the Armed Forces Act 2006	Able Rating First Class
Using violence towards an authorised person who orders him into arrest contrary to section 28(1)(b) of the Armed Forces Act 2006	Able Rating First Class

Notes:

- Information obtained from the Joint Personnel Administration database.
- Date of Verdict is between 1 Apr 2014 and 31 Mar 2015 inclusive.
- Only Service convictions have been considered, ie. cases heard by Commanding Officer, Subordinate Commanding Officer, Summary Hearing, Court Martial.
- Civil convictions have been excluded due to the unreliability of such data.
- The table below shows the answer to the request for "Boats in the submarine service that have had people face disciplinary/misconduct hearings". It should be noted that some members of the submarine service were not assigned to a submarine at the time of the offence so the other Units that members of the submarine service were assigned to at the time of the offence are also shown:

Submarines	Other Units
HMS Ambush	Fleet FOSNNI
HMS Artful	HMS Excellent
HMS Astute	HMS Raleigh
HMS Talent	HMS Sultan
HMS Tireless	MWS HMS Collingwood
HMS Torbay	HMS Drake
HMS Trenchant	HMS Neptune
HMS Triumph	RAF Waddington
HMS Vanguard	HMS Echo
HMS Vengeance	
HMS Victorious	
HMS Vigilant	