



Ministry
of Defence Police

MDP Secretariat
Room 126, Building 1070
MDP HQ Wethersfield
Braintree, Essex CM7 4AZ

Tel: 01371 85 [REDACTED]
Fax: 01371 854080
E-mail: MDP-FOI-DP@mod.uk

[REDACTED]

By email – [REDACTED]

Our Ref: eCase: FOI2016/11535 RFI: 335/16
Date: 12th December 2016

Dear [REDACTED],

FREEDOM OF INFORMATION ACT 2000: MINISTRY OF DEFENCE POLICE: TOTAL NUMBER OF BREACHES OF THE SECTION 127 OF THE COMMUNICATIONS ACT 2003.

I refer to your email dated 25th November 2016.

We are treating your email as a request for information in accordance with the Freedom of Information Act 2000 (FOIA 2000).

In your email of the 25th November 2016 you requested the following information:

“1. For the period 2006/07 to 2015/16, please break down by financial year:

- a. **The total number of breaches of the Section 127 of the Communications Act 2003 recorded by police (if it is possible to provide a further breakdown or classification regarding the breach, please do so)**
- b. **The number of arrests made due to breaches of the Section 127 of the Communications Act 2003 recorded by police”**

A search for information has now been completed and I can confirm that some information in scope of your request is held.

The total number of breaches of the Section 127 of the Communications Act 2003 recorded by police (if it is possible to provide a further breakdown or classification regarding the breach, please do so)

Please see table at Annex A attached.

The number of arrests made due to breaches of the Section 127 of the Communications Act 2003 recorded by police”

No information held. The Ministry of Defence Police do not record arrests made.

If you are not satisfied with this response or 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, 1st Floor, MOD Main Building, Whitehall, London SW1A 2HB (email 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 the 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

MDP Sec Data Protection and Freedom of Information Office

Annex A FOI Request 11535/16 RFI 335/16 – TOTAL NUMBER OF RECORDED BREACHES AND ARRESTS OF THE SECTION 127 OF THE COMMUNICATIONS ACT 2003 BY THE MDP.

2006/07	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	15
Indecent/Obscene/Menacing Communications	1
Total	16

2007/08	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	9
Indecent/Obscene/Menacing Communications	1
Total	10

2008/09	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	10
Indecent/Obscene/Menacing Communications	13
Total	23

2009/10	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	11 – 1 Recorded in error
Indecent/Obscene/Menacing Communications	1
Total	12

2009/10	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	3
Improper use of Communications network	5
Indecent/Obscene/Menacing Communications	1
Total	9

Annex A FOI Request 11535/16 RFI 335/16 – TOTAL NUMBER OF RECORDED BREACHES AND ARRESTS OF THE SECTION 127 OF THE COMMUNICATIONS ACT 2003 BY THE MDP.

2011/12	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	8 - 2 Recorded in error
Indecent/Obscene/Menacing Communications	2
Total	10

2002012/13	
CLASSIFICATION	TOTAL RECORDED
Improper use of Public Electronic Communications Network	2
Improper use of Communications network	2
Indecent/Obscene/Menacing Communications	1
Total	5

2002013/14	
CLASSIFICATION	TOTAL RECORDED
Improper use of Communications network	1
Indecent/Obscene/Menacing Communications	1
Total	2

2002014/15	
CLASSIFICATION	TOTAL RECORDED
Indecent/Obscene/Menacing Communications	2
Total	2

2002015/16	
CLASSIFICATION	TOTAL RECORDED
Improper use of Communications network	2
Indecent/Obscene/Menacing Communications	1
Total	3