



Ministry of Defence
Main Building
Whitehall
London
SW1A 2HB

Reference: FOI2017/11604

[REDACTED]
[REDACTED]

Email to: [REDACTED]

2 January 2018

Dear [REDACTED]

Following your letter of 31 October 2017 requesting the following information:

“On how many occasions, broken down by year, since 2006, has a Commanding Officer investigated an allegation under ss.3, 66 and 67 of the AFA 2002?”

You clarified on 16 November 2017 that the request is referring to investigations under ss.3, 66 and 67 of the Sexual Offences Act 2003.

I apologise for the time taken in replying to the correspondence referred to above.

We have treated your correspondence as a request for information under the Freedom of Information Act 2000 (FOIA).

Following a search of our records, I have established that there is no information held within scope of this FOI request. Although the type of offences referred to in this request can be investigated by the Commanding Officer (CO) as they are Schedule 1 Armed Forces Act 2006 offences, there is policy in place directing COs to refer such cases to the Service Police or the Home Office Police forces.

If you have any queries regarding the content of this letter, please contact this office in the first instance.

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIOFOI-IR@mod.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate

your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely,

Defence People Secretariat FOI