



Ministry of Defence Police

Freedom of Information Manager

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Our Ref: eCase: FOI 2020/07834
RFI:197/20

Date: 25 July 2020

Dear [REDACTED]

FREEDOM OF INFORMATION ACT 2000: MINISTRY OF DEFENCE POLICE: SCHEDULE 21.

We refer to your email dated 8 July 2020 to the Ministry of Defence Police which was acknowledged on the same date.

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

In your email you requested the following information:

1. Since the Coronavirus Act came into force on 25 March, how many times between then and 6 July has your force used [Schedule 21](#)? Please provide this total figure broken down by date of usage. If you cannot provide the exact date, please provide the week in which the use happened. If that is still not possible, please provide the month.
2. For each incidence of use, please state whether a public health official was consulted before Schedule 21 was employed and/or whether the public health official directed the use (see section 6(1)(c) of Schedule 21).
3. For each incidence of use, please state which power(s) was/were used. This could include the power to:
 - Direct a person to go to a place for screening and assessment (Paragraph 7(2)(a) of Schedule 21)
 - Remove a person to a place suitable for screening and assessment (Paragraph 7(2)(b) of Schedule 21)
 - Enforce a requirement imposed on a person to remain at a place for screening and assessment (Paragraph 9(3) of Schedule 21)

- **Keep a person at a place suitable for screening and assessment until such time as a public health officer can exercise their functions (Paragraph 13(2) of Schedule 21)**
- **Remove a person to a specified place, keep a person at a specified place, or take an absconder into custody and return them to a specified place (Paragraph 16 of Schedule 21)**
- **Give instructions to a person (Paragraph 20(1) of Schedule 21)**
- **Use reasonable force in the exercise of a power under Schedule 21 (Paragraph 20(4) of Schedule 21)**
- **Enter any place for the purpose of exercising a power under Schedule 21 (Paragraph 20(5) of Schedule 21)**

4. (a) For each incidence of use, please state, to the greatest level of detail you can, what happened after Schedule 21 was used. This could include but is not limited to: person questioned and released with no further action, person detained for public health officer, person sent for screening and assessment, person detained for screening and assessment. Section 14(3) of Schedule 21 provides more information about why Schedule 21 might be used and what the outcomes might be:

- **to provide information to the public health officer or any specified person;**
- **to provide details by which the person may be contacted during a specified period;**
- **to go for the purposes of further screening and assessment to a specified place suitable for those purposes and do anything that may be required under paragraph [10\(1\)](#);**
- **to remain at a specified place (which may be a place suitable for screening and assessment) for a specified period;**
- **to remain at a specified place in isolation from others for a specified period.**

4(b) If the person was detained, please also provide, where possible, the length of time they were detained for.

5. For each incidence of use, please state whether this resulted in an arrest, a person being charged with an offence, prosecution and/or a conviction.

6. For each incidence of use, please specify the age category of the person or people involved and their ethnicity. If you cannot be this specific, please tell me whether they were under or over 18 and if they were white or BAME.

A search for information has now been completed by the Ministry of Defence Police and I can confirm that we do hold information in scope of your request.

As at 9 July 2020: Nil

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 CIO-FOI-IR@mod.gov.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

MDP Secretariat and Freedom of Information Office