



Ministry of Defence Police

Freedom of Information Manager

Room 126 Building 1070

MDP Wethersfield

Braintree CM7 4AZ

United Kingdom

Telephone: +44 (0)1371 85[REDACTED]

E-mail: MDP-FOI-DP@mod.gov.uk

Our Ref: eCase: FOI 2020/11732

RFI: 290/20

Date: 17th November 2020

Dear [REDACTED]

FREEDOM OF INFORMATION ACT 2000: MINISTRY OF DEFENCE POLICE: BYLAW OFFENCES AT HMNB PORTSMOUTH.

We refer to your email dated 15 October 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 follow on information:

“Thanks for this but do you have none for people caught under the act for offences of driving motor vehicle whilst unfit through drink? I see these prosecuted in the court and wanted to know how many MOD Police caught in the time periods.”

In your Previous request:

“For each calendar year between 2016-2019, and between January 1 and October 15 in 2020, please provide the following:

- 1. How many offences have you recorded under the HM Naval Base Portsmouth byelaws 1981?**
- 2. How many arrests were made under the byelaws?**
- 3. How many people were prosecuted?**

If possible please breakdown the types of offences in each question above.

If this is not possible, please answer the first three questions but also:

How many offences were recorded under section 3 (3) - No person shall drive, attempt to drive or be in charge of a bicycle, tricycle or motor vehicle on any such road when unfit through drink or drugs.

How many arrests were made under section 3(3)?

How many people were prosecuted under section 3(3)?”

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.

In order to establish whether we had information within scope of your first request a search of the Ministry of Defence Police Crime reporting system was conducted. However, this did not locate the data relating to drink drive offences as these are not routinely recorded in that detail on the system. However, following a further search of the Ministry of Defence Police Command and Control system, there are 4 incidents recorded which related to drink drive offences dealt with by way of the Portsmouth Bye Laws.

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