



Ministry of Defence Police

Freedom of Information Manager

Ministry of Defence Police

Palmer Pavilion,

Building 666,

RAF Wyton, Huntingdon,

Cambs, PE28 2EA

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

Our Ref: eCase: FOI 2024/00581

RFI: 003/24

Date: 06 February 2024

Dear [REDACTED]

FREEDOM OF INFORMATION ACT 2000: MINISTRY OF DEFENCE POLICE: INFORMATION ON POLICE OFFICERS AND PCSOS CONVICTED OF A CRIME

We refer to your email dated 11 January 2024 to the Ministry of Defence Police which was acknowledged on 11 January 2024.

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:

For the period 3 March 2018 to 10 January 2024, please could you tell me:

- 1) The number of police officers and PCSOs in your force convicted of a crime;**
- 2) For each officer/PCSO listed in your answer to question 1, the type of offence (assault, rape, etc), the date of the offence and the date of conviction;**
- 3) The name, date of birth, gender and rank of each convicted officer/PCSO and their status with your force at the date of offence and now (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).**

For the period 3 March 2021 to 10 January 2024, please could you tell me:

- 4) The number of police officers and PCSOs charged with a criminal offence where the case is yet to conclude (i.e. a trial is yet to take place, plea hearing is yet to be held, etc);**
- 5) For each officer/PCSO listed in your answer to question 4, the type of offence that they are charged with (assault, rape, etc) and the date of the alleged offence;**

6) The name, age, gender and rank of each officer/PCSO charged with an offence and their status with your force both now and when the alleged offence occurred (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).

A search for information has now been completed I can confirm that the Ministry of Defence Police (MDP) does hold information in scope of your request.

For the period 3 March 2018 to 10 January 2024, please could you tell me:

1) The number of police officers and PCSOs in your force convicted of a crime;

Police officers = 7
The MDP do not have PCSOs.

2) For each officer/PCSO listed in your answer to question 1, the type of offence (assault, rape, etc), the date of the offence and the date of conviction;

See the table below at question 3.

3) The name, date of birth, gender and rank of each convicted officer/PCSO and their status with your force at the date of offence and now (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).

Rank	Offence	Date of offence	Date of Conviction	Status at the date of offence	Status now
Police Sergeant	Criminal Damage	07/12/2018	31/01/2019	Serving	Still serving
Police Constable	Speeding	13/05/2018	30/07/2018	Serving	Still serving
Police Constable	Common Assault, Sexual Exposure to Minor	24/10/2019 (notified)	03/09/2021	Serving	Dismissed
Police Constable	Criminal Damage	22/02/2020	24/02/2020	Serving	Dismissed
Police Constable	Home Office police Child Exploitation Enquiry	13/08/2021 (notified)	22/09/2022	Serving	Dismissed
Police Constable	Excess Alcohol	27/02/2023	21/03/2023	Serving	Resigned
Police Constable	Excess Alcohol	07/07/2023	15/08/2023	Serving	Dismissed

Section 40(2) has been applied to name, date of birth and gender, in order to protect personal information as governed by the Data Protection Act 2018. Section 40(2) requires the Department to conduct a balancing exercise, this exercise involves balancing the rights and interests of individuals against the legitimate interests in disclosure, this is not the same as carrying out the public interest test associated with certain exemptions in FOIA. The balancing exercise is carried out in order to decide whether the absolute exemption in section 40(2) is

engaged. In particular, there is no assumption of disclosure in the legitimate interest test, as there is with qualified exemptions. The outcome of the balancing exercise lay in withholding the personal data identified for this request.

For the period 3 March 2021 to 10 January 2024, please could you tell me:

4) The number of police officers and PCSOs charged with a criminal offence where the case is yet to conclude (i.e. a trial is yet to take place, plea hearing is yet to be held, etc);

Police officers = 3
The MDP do not have PCSOs.

5) For each officer/PCSO listed in your answer to question 4, the type of offence that they are charged with (assault, rape, etc) and the date of the alleged offence;

See table below at question 6.

6) The name, age, gender and rank of each officer/PCSO charged with an offence and their status with your force both now and when the alleged offence occurred (i.e. still serving, suspended, on limited duties, resigned, sacked, etc).

Rank	Offence	Date of offence	Status at the date of offence	Status now
Police Constable	Indecent images of children	13/07/2023 (notified)	Serving	Suspended
Police Constable	Excess Alcohol	03/12/2023	Serving	Serving
Superintendent	Excess Alcohol	17/06/2023	Serving	Resigned

Section 40(2) has been applied to name, age and gender, in order to protect personal information as governed by the Data Protection Act 2018. Section 40(2) requires the Department to conduct a balancing exercise, this exercise involves balancing the rights and interests of individuals against the legitimate interests in disclosure, this is not the same as carrying out the public interest test associated with certain exemptions in FOIA. The balancing exercise is carried out in order to decide whether the absolute exemption in section 40(2) is engaged. In particular, there is no assumption of disclosure in the legitimate interest test, as there is with qualified exemptions. The outcome of the balancing exercise lay in withholding the personal data identified for this request.

Any offence, committed by a serving officer, is treated with the utmost seriousness. The Ministry of Defence Police expects all staff to demonstrate the highest possible standards of behaviour and conduct, at all times, and will take suitable action against anyone that fails to maintain these standards.

If you are not satisfied with 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