



Our Ref: 003198/20

Your Ref:

Address Correspondence to: Information Management

Date 05 October 2020

### **Freedom of Information Act 2000**

I write further to your request for information received 28/09/2020.

I note you seek access to the following information:

*For the calendar year January 1 – December 31 2019 inclusive, please could you provide details of every weapon seized by police where a person is arrested on suspicion of Possession of Other Weapons (10C Home Office crime code).  
Where possible, please also state the age of suspect(s) and the MO (Modus Operandi).  
Please include the date the person was arrested and the nearest town/ city where known.  
Please supply all information in an electronic format.*

Following receipt of your request, searches were conducted within Leicestershire Police to locate information relevant to your request.

### **Your request for information has now been considered and the information asked for is as follows: -**

Please find partial data for your request on the attachment to the Email.  
The MO is exempt under Section 40(2) if the Freedom of Information Act

Section 17 of the Freedom of Information Act 2000 requires Leicestershire Constabulary, when refusing to provide such information (because the information is exempt) to provide you the applicant with a notice which: (a) states that fact, (b) specifies the exemption in question and (c) states (if that would not otherwise be apparent) why the exemption applies.

The exemption(s) applicable to the information are as follows.

### **Section 40 (2) – Personal Information**

Section 40(2) is a class based absolute exemption and as such legislators have identified that there would be harm in disclosure and there is no requirement to evidence this or consider the public interest test. However, as Section 40(2) is engaged and in order to make the exemption absolute we need to evidence that a data protection principle would be breached by disclosure. In this case it would not be fair to process confidential information which could lead to the identification of an individual, therefore the first principle of the Data Protection Act would be breached.

You should consider this to be a refusal under section 17 of the Act for that part of your request.

Leicestershire Police provides you the right to ask for a re-examination of your request under its review procedure. Letters should be addressed to Information Manager, Corporate Services Department at the above address. If you decide to request such a review and having followed the Force's full process you are still dissatisfied, then you have the right to direct your comments to the Information Commissioner who will give it consideration.

Yours sincerely

Freedom of Information Officer

Leicestershire Police

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