

24 May 2018

Freedom of Information Request - Reference No: 20180764

REQUEST

- 1) The number of complaints the police have received about all types of assault or intimidation that has been recorded by the police as while supporting the felling of trees by Amey. Please could you supply the number by members of the public and those by SIA Professionals.
- 2) The number of these complaints that has resulted in arrest, again split between members of the public and SIA professionals.
- 3) The number of these complaints that have resulted in the de-arrest of the alleged perpetrator at the site of the alleged offence, again split between members of the public and SIA professionals.
- 4) The number of these complaints that have been resolved by restorative justice, again split between members of the public and SIA professionals.
- 5) The number of these complaints that have been investigated for a period greater than two weeks, again split between members of the public and SIA professionals.
- 6) The number of these complaints that have resulted in a court summons again split between members of the public and SIA professionals.
- 7) The number of these complaints that has resulted in a prosecution, again split between members of the public and SIA professionals.

RESPONSE

Section 17 of the Freedom of Information Act 2000 requires South Yorkshire Police, 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).

Section 22 (1) (a) (b) - Information Intended for Future Publication

PUBLIC INTEREST CONSIDERATIONS

Information is exempt under S22(1)(a)(b) if the information is held by the Public Authority with a view to its publication, by the authority or any other person, at some future date (whether determined or not). This is a class-based exemption and requires me to conduct a public interest test.

Considerations favouring disclosure

- Where public funds are being spent in respects to policing operations, there is public interest in transparency and justification.
- Disclosure would be seen as embracing an ethos of openness and accountability.

- Disclosure would provide information necessary for public comment and debate to take place in 'real-time'.

Considerations favouring non-disclosure

- The public will benefit from all of the facts being available at the same time, meaning the information will be in context, and more comprehensive.
- To release information in a piecemeal manner, will also cause disruption to the organisation by placing unwarranted stress on resources, both in terms of finance and manpower.
- Full disclosure now would disrupt the Publication Strategy, which is intended to provide the public with an accurate and comprehensive insight. Piecemeal disclosures may in damage the process and affect the strategic aims of the operation.

Balancing test

In balancing these factors, it is important to state that the publication strategy for Operation Quito which refers to Sheffield Tree Felling was drafted prior to the date of the above request made to SYP.

The strategy states that Communications, Strategy & Policy, Decision Making, Finances, Staffing, Complaints etc will be intended to be provided at a date when all proceedings relating to the operation have been determined as completed or figures finalised.

"In the Commissioner's view, in order to engage section 22, a public authority must be able to show clearly which information within the scope of a request it intends to publish"

<https://ico.org.uk/>

It would not be beneficial at this stage to allocate resources to endeavour to collate answers to the above questions when the information is intended to be collated again in the future.

Therefore, at this time the balance lies firmly in waiting for when it is deemed appropriate to release figures that can be determined to be accurate and complete, as per the publication strategy.

The information you request falls within the scope of South Yorkshire Police's Publication Strategy. Please see the following link to the Publication Strategy for Operation Quito which refers to Tree Felling in Sheffield:

<https://www.southyorkshire.police.uk/find-out/right-to-information/categories-of-significant-interest/operation-quito-tree-felling-from-jan-2018/>