

Our Ref: oPCC FOI1178

Date: 23/10/17

Dear

**Freedom of Information Request - Reference No: 1178**

**REQUEST**

We would like you to disclose any communications/standard notices sent to former chief Constable Crompton on his suspension from duty from South Yorkshire police in April 2016. We know that some of these documents are in the public domain as a result of the judicial review in relation to the suspension/enforced retirement of chief Constable Crompton. We have seen the email notifying chief Constable Crompton of his suspension by the PCC. However we believe that part of the correct procedure when suspending an officer from duty involves serving standard notices upon him/her explaining the meaning of suspension. For example the officer ceases to be a police officer other than in relation to conduct rules and an officer is not allowed onto police premises without prior authority etc.

We would like you to provide copies of any such notices whether bespoke or formulaic served on chief Constable Crompton at the time of or around the time of his suspension. In essence we are trying to ascertain what he was told suspension from duty meant in the context of his role as chief Constable.

**RESPONSE**

Your request has now been considered and I am not obliged to supply the information you have requested.

Section 17 of the Freedom of Information Act 2000 requires the South Yorkshire Police and Crime Commissioner, 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 40(2) Personal Information:**

This is an absolute exemption and therefore a Public Interest Test is not relevant.

However, for clarity, I will explain my rationale for engaging this exemption. Section 40(2) provides that information is exempt if it is the personal data of someone other than the applicant and



disclosure would breach any of the data protection principles. The term 'personal data' means data that relates to a living individual(s) who can be identified. A Freedom of Information request is not just published to the requestor, but also a release to the world. Disclosure of the documents you have requested, would infringe the first Data Protection Principle, in that it would be 'unfair'.

If you are unhappy with the way your request for information has been handled, you can request an internal review by emailing this office.

If you remain dissatisfied with the handling of your request or complaint, you have a right to appeal to the Information Commissioner at:

The Information Commissioner's Office,

Wycliffe House,

Water Lane,

Wilmslow,

Cheshire, SK9 5AF.

Telephone: 08456 306060 or 01625 545745

Website: [www.ico.gov.uk](http://www.ico.gov.uk)

Yours sincerely

Office of the Police & Crime Commissioner for South Yorkshire

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