

Our Ref: OPCC FOI 1267

18 June 2019

Dear

Freedom of Information Request - Reference No: 1267

REQUEST

Please could you provide:

- 1) The job title for every post in your office. Please include any joint posts. If you have appointed a Deputy Commissioner, please include that.
- 2) The salary, or if that is unavailable, the pay band, for each of the offices in 1.

RESPONSE

Section 1 of the Freedom of Information Act 2000 provides two distinct but related rights of access to information, which impose corresponding duties on public authorities. These are:

- Section 1(1)(a) the duty to inform the applicant whether or not information is held by the authority, and, if so,
- Section 1(1)(b) the duty to communicate that information to the applicant.

The Office of the Police and Crime Commissioner (OPCC) does hold information relating to your request.

Section 17 of the Freedom of Information Act 2000 requires the OPCC, 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 21 – ‘Information reasonably accessible by other means’ is engaged.

In respect of the job title for every post in the Office of the Police and Crime Commissioner, this information is published on the Police and Crime Commissioner’s (PCC’s) website:

<https://southyorkshire-pcc.gov.uk/what-we-do/meet-the-team/>

You will note that the PCC does not have a Deputy PCC. You also ask about ‘joint posts’. Please also note that the Local Criminal Justice Board post is funded by Local Criminal Justice partners in South Yorkshire.

The Specified Information Order 2011 and Section 19 of the FoIA 2000, dictate that public authorities shall publish certain information, including ‘Senior Employee’ information. A ‘Senior Employee’ is defined as

those who earn more than £58,200. As such, this information is already published on his website and can be found using the link above.

With regard to the salaries of all other employees in the Office of the Police and Crime Commissioner, this information falls into the exemption;

Section 40(2) Personal Information:

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

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 who can be identified.

It is also important to stress that a Freedom of Information request is not just a release to the requestor, but also, a release to the world. When considering this exemption, I also have to respect staff members who work within the OPCC. Individuals have a right under the Data Protection Act, to keep their personal information private, even within the office environment. As only a small pool of individuals work within the OPCC, the need for caution is even greater.

However, you may find the following information useful.

Salary	Number of OPCC Staff on Salary Band
Band A (£17,262 - £18,078)	0
Band B (£18,486 - £20,115)	1
Band C (£21,507 - £24,057)	2
Band D (£24,759 - £28,353)	7
Band E (£29,289 - £33,771)	2
Band E / F (29,289 - £38,700)	2
Band F (£34,614 - £38,700)	1
Band G (£40,719 - £44,787)	0
Band H (£45,801 – £51,057)	1
Exec Staff 1 (£51,789 - £56,199)	3

** Figures correct as at 12 June 2019*

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

Yours sincerely,

Sally Parkin

Governance and Compliance Manager
Office of the Police and Crime Commissioner

Office of Police and Crime Commissioner for South Yorkshire
5 Carbrook Hall Road, Sheffield, S9 2EH
Email: thepcc@southyorkshire-pcc.gov.uk
www.southyorkshire-pcc.gov.uk