



Making Northern Ireland Safer For Everyone Through Professional, Progressive Policing

FREEDOM OF INFORMATION REQUEST



Request Number: F-2008-03759

Keyword: Road Policing

Subject: HORSES ON MONEYMORE ROAD, MAGHERAFELT

Request:

On 25th August 2005 a [REDACTED] contacted police to report that loose horses had run into his vehicle on the Moneymore Road Magherafelt at about 4am on that morning. At this time he was informed by police that they had received a number of reports that horses were running around the Magherafelt Roads in the early hours of that day.

Will you confirm that police have a record of both reports and if there was any police action to deal with the horses?

Amendment - Please see below I apologise please read the date as **15 August 2005**

Amendment - I have spoken with Mr [REDACTED] It now appears that he hit the horses in the early hours of the 16 August 2005. Will you please extend your search to include this date? Also I am informed that a Police investigation was carried out for this RTC where the owner of the horses was identified but Mr [REDACTED] has forgotten the name of the officer investigating. Will you please identify the Investigating officer.

Answer:

In accordance with the Act, this letter represents a Refusal Notice for this particular request.

The Police Service of Northern Ireland can neither confirm nor deny that it holds the information you have requested. Neither Confirm nor Deny is needed to protect any harm which may arise if the Police Service of Northern Ireland has to confirm or deny it holds particular information. In some situations, simply to confirm or deny whether particular information is held could in itself disclose sensitive or damaging information.

The Police Service has an obligation to protect the confidentiality of those persons who report incidents to that service and, personal data, if held by any police service, should not be disclosed into the public domain, as the persons privacy must be respected, bearing in mind, that any information released under the Freedom of Information Act is deemed to be released into the public domain.

I can, however, advise you, as required by Section 17 of the Act that such information, if it were to exist, would be reasonably expected to be exempted under the following: Section 40 (5) - Personal Data, Section 41 (2) - Information Provided in Confidence, and section 30 (3) Investigations. .

However, this should not be taken as conclusive evidence that the information you requested exists or does not exist.

If you have any queries regarding your request or the decision please do not hesitate to contact me on 028 9070 0164. When contacting the Freedom of Information Team, please quote the reference number listed at the beginning of this email.

If you are dissatisfied in any way with the handling of your request, you have the right to request a review. You should do this as soon as possible, or in any case within two months of the date of issue of this letter. In the event that you require a review to be undertaken, you can do so by writing to the Head of Freedom of Information, PSNI Headquarters, 65 Knock Road, Belfast, BT5 6LE or by emailing foi@psni.pnn.police.uk.

If following an internal review, carried out by an independent decision maker, you were to remain dissatisfied in any way with the handling of the request you may make a complaint, under Section 50 of the Freedom of Information Act, to the Information Commissioner's Office and ask that they investigate whether the PSNI has complied with the terms of the Freedom of Information Act. You can write to the Information Commissioner at Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. In most circumstances the Information Commissioner will not investigate a complaint unless an internal review procedure has been carried out, however the Commissioner has the option to investigate the matter at his discretion.

Please be advised that all PSNI replies under Freedom of Information will be released simultaneously into the public domain via our website @ www.psni.police.uk.

Personal details in respect of your request have, where applicable, been removed to protect confidentiality.