



## FREEDOM OF INFORMATION REQUEST



**Request Number:** F-2018-00329

**Keyword:** Organisational Information/Governance

**Subject:** Firearms Certificates

### Request and Answer:

Your request for information below has now been considered. In respect of Section 1(1)(a) of the Freedom of Information Act 2000 (FOIA) I can confirm that the Police Service of Northern Ireland (PSNI) does hold the information you have requested however it is estimated that the cost of complying with your request for information would exceed the “appropriate costs limit” under Section 12(1) of the Freedom of Information Act 2000.

#### Request 1

Full statistics concerning the number of firearms certificates held in Northern Ireland in 2017, including a breakdown of the type of firearms held and a geographical breakdown of where the licence holders reside.

#### Request 2

Full statistics of any legal firearms seized from their owners and the reasons for the seizure in 2017.

#### Request 3

Full statistics concerning the number of firearms certificates held in Northern Ireland in 2016, including a breakdown of the type of firearms held and a geographical breakdown of where the licence holders reside.

#### Request 4

Full statistics of any legal firearms seized from their owners and the reasons for the seizure in 2016.

#### Request 5

Full statistics concerning the number of firearms certificates held in Northern Ireland in 2015, including a breakdown of the type of firearms held and a geographical breakdown of where the licence holders reside.

#### Request 6

Full statistics of any legal firearms seized from their owners and the reasons for the seizure in 2015.

#### Answer

Section 17(5) of the Freedom of Information Act 2000 requires the Police Service of Northern Ireland, when refusing to provide such information (because the cost of compliance exceeds the appropriate limit) to provide you the applicant with a notice which states that fact.

It is estimated that the cost of complying with your request for information would exceed the "appropriate costs limit" under Section 12(1) of the Freedom of Information Act 2000. Section 12 of FOIA allows a public authority to refuse to deal with a request where it estimates that it would exceed the appropriate limit to either comply with the request in its entirety or confirm or deny whether the requested information is held. The estimate must be reasonable in the circumstances of the case. The 'appropriate limit' is currently £600 for central government and £450 for all other public authorities including PSNI. The relevant Regulations which define the appropriate limit for section 12 purposes are The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulation 2004 SI 2004 No 3244. These are known as the 'Fees Regulations' for brevity.

Regulation 4(3) of the Fees Regulations states that a public authority can take into account the costs it reasonably expects to incur in carrying out the following permitted activities in complying with the request:

- (i) determining whether the information is held;
- (ii) locating the information, or a document containing it;
- (iii) retrieving the information, or a document containing it; and
- (iv) extracting the information from a document containing it.

Under those regulations PSNI can calculate the time spent on each of these permitted activities at £25 per hour (thus if the activity(s) takes more than 18 hours PSNI will be in excess of the 'appropriate limit').

The information to respond to your Request is held within PSNI Firearms and Explosives Branch. However, for Requests 1, 3 & 5, the information cannot be retrieved retrospectively. The database used to store this information is constantly being updated and is not routinely extracted or recorded. To provide statistics for the years requested would involve manually researching 57,106 records and recording the relevant details and it would take an average of 15 minutes per record. An estimated total time taken to retrieve this information is 14,276.5 hours, which is well in excess of the FOI legislative costs of 18 hours.

Furthermore, to respond to Requests 2, 4 & 6 would take 183 hours to retrieve, greatly increasing the total time taken to retrieve the requested information. Firearms and Explosives Branch have informed me that the total number of seizure cases in the periods requested is 732. To retrieve the information requested would involve researching each of the 732 cases individually, at approximately 15 minutes per case, and manually recording the results.

In accordance with the Freedom of Information Act 2000, this letter should be considered as a Refusal Notice, and the request has therefore been closed.

You may wish to submit a refined request in order that the cost of complying with your request may be facilitated within the 'appropriate limit'. In compliance with Section 16 of the Act, I have considered how your request may be refined to bring it under the appropriate limit. Statistics could be provided for the following:

For Requests 1, 3 & 5, a current figure for the total number of firearm certificates and the total number of firearms, and the number of current firearm certificates and the number of firearms broken down by Local Policing Commands (LPCs). And for Requests 2, 4 & 6, the total number of seizure cases within each of the years requested.

Submission of a refined request would be treated as a new request, and considered in accordance with the Freedom of Information Act 2000, including consideration of relevant Part II exemptions.

If you have any queries regarding your request or this 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 letter.

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](mailto: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 PSNI replies under Freedom of Information may be released into the public domain via our website @ [www.psni.police.uk](http://www.psni.police.uk)

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