



Mae'r ddogfen hon ar gael yn Gymraeg yn ogystal â Saesneg.

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COMISIYNYDD  
HEDDLU A THROSEDDU  
DYFED-POWYS  
POLICE AND CRIME  
COMMISSIONER

FOI Ref: OPCC 10-16

### Request

I would like to make a request to under the Freedom of Information Act 2000.

For each year since January 2013, I would like to know how much the Office of Police and Crime Commissioner spent on:

- a. Temporary staff
- b. Hospitality
- c. Redecoration/refurbishment of office space
- d. Travel expenses broken down into mileage claims, and claims for taxis, trains, and any air travel
- e. Maintenance of disused buildings

### **Responses a-e:**

Section 1 of the Freedom of Information Act 2000 places two duties on public authorities. Unless exemptions apply, the first duty at Section 1(1)(a) is to confirm or deny whether the information specified in a request is held. The second duty at Section 1(1)(b) is to disclose information that has been confirmed as being held.

Where exemptions are relied upon Section 17 of the Freedom of Information Act 2000 requires the Office of the Police and Crime Commissioner (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. The following exemption has been applied to the whole of the information you have requested:

### **Section 12(2) – The cost of compliance exceeds the Appropriate Limit**

Section 12(2) states: “...*Subsection (1) does not exempt the public authority from its obligation to comply with paragraph (a) of section 1(1) unless the estimated cost of complying with that paragraph alone would exceed the appropriate limit.*”

The cost of determining whether information is held, if any, relevant to **Questions b and d (in-part)** is above the amount to which we are legally required to respond i.e. the cost of locating and determining if the information is held exceeds the “appropriate level” as stated in the Freedom of Information (Fees and Appropriate Limit) Regulations 2004. It is estimated that it would exceed 18 hours (i.e. minimum of **30.78 hours**) to comply with this part of your request. The regulations can be located @

[www.legislation.hmsso.gov.uk/si/si2004/20043244.htm](http://www.legislation.hmsso.gov.uk/si/si2004/20043244.htm)

### Question b (in-part)

The Freedom of Information Unit has been advised that in order to provide any information that may be relevant to ‘hospitality’ spend for the 2014 calendar year would require manual interrogation of 12 invoices. It has been estimated that it would take a minimum of 15 minutes per invoice to determine whether or not the information is relevant and to collate the information requested. Therefore to complete the work would incur the following time estimate:

This is a response under the Freedom of Information Act 2000 and disclosed on the 3<sup>rd</sup> March 2016

12 invoices x 15 minutes per invoice = 3 hours

Question d (in-part)

The Freedom of Information Unit has been advised that in order to provide any information that may be relevant to 'travel' spend for the 2013, 2014 & 2015 calendar years would require manual interrogation of 5,000 transactions. It has been estimated that it would take a minimum of 20 seconds per transaction to determine whether or not the information is relevant and to collate the information requested. Therefore to complete the work would incur the following time estimate:

5,000 transactions x a minimum of 20 seconds per transaction = 27.78 hours

Question a, b (in-part) & d in-part)

The Freedom of Information Unit has been advised that information requested as outlined below, can be provided within the appropriate limit i.e. 18 hours:

- a. Recruitment Services for the calendar years 2013, 2014, 2015 and 2016 (to date)
- b. Catering element of 'hospitality' relevant to the 2013 and 2015 calendar years
- d. Public Transport (Staff Travel) for calendar years 2013, 2014, 2015 and 2016 (to date); Staff Mileage for the 2013 calendar year; Rail Travel for calendar years 2013, 2014 and 2015 and Air Travel for the 2014 calendar year.

Questions c & e

I can confirm that there is no information held by the Office of the Police and Crime Commissioner (OPCC).

**In accordance with the Freedom of Information Act 2000, this letter acts as a Refusal Notice for the WHOLE of this request under Section 17(5) A public authority which, in relation to any request for information, is relying on a claim that section 12 or section 14 applies must, within the time for complying with section 1(1), give the applicant a notice stating that fact.** However, you may wish to refine and resubmit your request so that it reduces the time shown above to fall within the 18 hours. Should you require any further advice in relation to this matter please don't hesitate contact the FOI Unit. Please also be advised that should the request be refined, it does not remove the public authorities right to cite exemptions if relevant.