



# OFFICE OF THE POLICE & CRIME COMMISSIONER FOR NORFOLK

Reply to: Sharon Lister

Tel No: 01953 424455

6<sup>th</sup> March 2019

Dear Member of Public,

## **Freedom of Information Request FOI/OPCCN/168**

I am writing in connection with your email dated 10<sup>th</sup> February 2019, in which you requested the following information:

**“The following questions require answering as I am a member of the public under the Norfolk Constabulary and a British citizen with yourself being the Police and Crime Commissioner.**

- 1. The police and crime commissioner position is an elected position by members of the public correct yes or no?**
- 2. The police and crime commissioner position does not run the Norfolk Constabulary yes or no?**
- 3. The police and crime commissioner cannot investigate police crimes? yes or no**
- 4. The police and crime commissioner strictly handles complaints on the chief constable yes or no?**
- 5. If the police and crime commissioner gets an issue involving a police crime the police and crime commissioner passes the issue to the professional standards department PSD yes or no**
- 6. Are you aware that the Professional Standards Department PSD cannot legally investigate police crimes?**
- 7. Are you aware that the IPCC cannot legally investigate police crimes?**
- 8. Do you think its acceptable to use United States Citizens that are 3rd party which cannot legally obtain police documents to use in the court rooms and not be in communications with the US Ambassador of the US London embassy?**
- 9. Do you think that search warrants obtained by the police are serious issues that cannot identify any offences yet the search warrant document is used to commit trespass on so called offences? yes or no**
- 10. Do you think search warrant documents used and no offences are identified used to commit trespass is a state crime?”**

I have reviewed our records and I can advise the following:

1. Yes
2. No.

3. No, the PCC cannot investigate police crimes.

4-5. Under Section 21(1) of the Freedom of Information Act (2000), public authorities are not required to provide information that is reasonably accessible to the public by other means, in this case via the OPCCN website; therefore in accordance with Section 17 of the Freedom of Information Act (2000), this serves as a Refusal Notice for your request. Please use the link below to access the relevant section of the Norfolk PCC website:

<https://www.norfolk-pcc.gov.uk/contact-us/complaints/>

6-10. Under the Freedom of Information Act, your request can be in the form of a question, rather than a request for specific documents, but the Authority does not have to answer your question if this would mean creating new information or giving an opinion or judgement that is not already recorded.

I have interpreted your request as a question/explanation rather than a specific request for documents and therefore I will not be creating new information or giving an opinion or judgement that is not already recorded.

Yours sincerely

*S. Lister*

Sharon Lister

Director of Performance and Scrutiny

Office of the Police and Crime Commissioner for Norfolk

## Internal Review

If you think we have not supplied information in accordance with Section 1 (the General Right of Access) of the Freedom of Information Act 2000, or you are dissatisfied with the way in which your request has been handled, then you should write, in the first instance, to:

Mark Stokes  
Chief Executive  
Office of the Police and Crime Commissioner for Norfolk  
Building 8  
Jubilee House  
Falconers Chase  
Wymondham  
Norfolk  
NR18 0WW

Telephone: 01953 424455

Fax: 01953 424462

Email: [opccn@norfolk.pnn.police.uk](mailto:opccn@norfolk.pnn.police.uk)

If you are dissatisfied in any way with our response or the way we have handled your request, you can contact us by phone, email or in writing. We may, in the first instance, try and resolve your complaint informally. However, at any stage you can request or we may decide to treat your complaint formally under our internal review process.

An internal review is conducted by the Chief Executive who will review the request and response, taking account of your complaint(s), and will respond in writing as soon as possible. The Information Commissioner's Office recommends that a response should be made in 20 working days. If we are unable to respond in this timeframe we will inform you and provide a date by which you should expect to receive our response.

If, after the internal review, you remain dissatisfied then you can complain to the Information Commissioner's Office, the government regulator for the Freedom of Information Act. Details of how to contact the Information Commissioner's Office can be found at [www.ico.gov.uk](http://www.ico.gov.uk)