

Date: 31/05/2023

Dear [REDACTED]

Thank you for your request for information which the Mayor's Office for Policing And Crime (MOPAC) received on April 26.

I can confirm that your request has been being handled under the Freedom of Information Act 2000 and that MOPAC does hold some information relating to your request.

Please see our responses below.

- 1. Please state the total number of applications made to the Home Secretary by MOPAC for a police officer pension forfeiture certificate since 1 January 2018.***

ANSWER:

15 applications

Data has been provided from 1 January 2018 to date – data accurate as of 19 May 2023 – no applications for a certificate to the HO will be made before 31/05/2023 (our FOI request deadline to respond)

- 2. For each application, please state the following information:***

- a) The name of the Police Force the officer in question worked for***
- b) The officer in question's length of service and level of seniority***
- c) The offence(s) committed by the relevant officer, the date(s) of conviction and any sentence(s) imposed***
- d) The decision made by the Home Secretary (i.e. certificate issued/denied/pending) –***
- e) If issued, whether MOPAC proceeded with forfeiture and, if so, to what extent the pension was fortified and for what duration***
- f) If issued, whether the decision was appealed by the officer in question and, if so, the outcome of that appeal -***

ANSWER: Answers in table below

Answers to questions **2(a)(b)(c)** have been exempted under Section 40 and Section 30 of the Freedom of Information Act 2000.

Section 40 (Personal Information) – This is an absolute exemption and therefore does not require a Public Interest test. However, we note the argument in favour of disclosure and can provide an explanation on our decision. In each of the cases listed below, the officers involved have not been informed of the potential for this personal information to be released or published. They therefore have no expectation for their identifiable information to be released. This may provide grounds for the data subject to complain on the release of their data. Although some information of officer misconduct is in the public domain, many aspects of the information is not and would constitute a further release of personal data.

Section 30 (Investigations and Proceedings) – In cases still pending, information has also been exempted under Section 30. This is a qualified exemption and therefore requires a Public Interest test.

Factors in favour of disclosure:

- As a public authority, MOPAC has a duty to maintain maximum transparency where possible.
- The information requested relates to breaches of public trust of which the public have a right to know.

Factors in favour of non disclosure:

- The release of information on live pension forfeiture applications may prejudice the process. Any subsequent coverage of active applications could give rise to an abuse of process argument which may inhibit our ability to proceed with forfeiture applications.

Balance Test

After consideration of factors in favour or both disclosure and non-disclosure, we have found in favour of non-disclosure. Notwithstanding public interest, the progression and result of live pension forfeiture applications may be inhibited by the release of the information requested in question 2(a)(b)(c).

Case no.	Year cert applied for	Force of officer	Certificate requested from Home Office	Certificate application outcome by Home Office?	Pension forfeited by MOPAC? To what extent & what duration	MOPAC decision appealed by Officer? If so, appeal outcome?	Copy of MOPAC application for certificate available? * see rationale for this (Question 3) below*
1	2023	MPS	Yes	Decision pending	TBC	n/a	n/a

2	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
3	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
4	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
5	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
6	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
7	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
8	2022	MPS	Yes	Granted	Decision pending	n/a	n/a
9	2022	MPS	Yes	Granted	Not pursued	n/a	n/a
10	2022	MPS	Yes	Granted	Not pursued	n/a	n/a
11	2022	MPS	Yes	Granted	Not pursued	n/a	n/a
	2021		No certs requested				
	2020		No certs requested				
12	2019	MPS	Yes	Granted	35% - permanent	Not appealed - n/a	n/a
13	2018	MPS	Yes	Granted	25% - permanent	Not appealed - n/a	n/a
14	2018	MPS	Yes	Granted	20% - permanent	Not appealed - n/a	n/a
15	2018	MPS	Yes	n/a as not pursued	n/a	Not appealed - n/a	n/a

3. If possible, within the time limits of the FOIA, please attach a redacted copy of every MOPAC application for a police officer pension forfeiture certificate since 1 January 2013.

ANSWER: Due to the time it would take to process this information, we are unable to provide redacted copies of applications made as requested in Question 3 .

If you are unhappy with the response to your Freedom of Information request, please see the MOPAC website on what the next steps are at:

<https://www.london.gov.uk/what-we-do/mayors-office-policing-and-crime-mopac/governance-and-decision-making/freedom-information>

Yours sincerely,

[Redacted signature]

[Redacted name]