

Fol ref: 2015-00549

Request received: 29 July 2015

Response sent: 4 August 2015

This request is made under section 1 of the Freedom of Information Act 2000.

For the West Midlands Police, Metropolitan Police Service as a whole, please provide the following information for each of the years 2005 to 2015 inclusive for which information is available, all of which should be collected under the West Midland Metropolitan Police Service's statutory duty to record data, including the Public Sector Equality Duty pursuant to the Equality Act 2010:

- a. Please provide a current copy of your Equality and Diversity Policy specifying the section relating to your public Policing functions;
- b. For each of the years 2005 -2015 please provide a copy of your Crime Recording Policy as defined by Section 44 (2 and 3) of The Police Act 1996;
- c. Please state your current definition of Hate Crime?
- d. Please state your current definition of Religious Hate Crime?
- e. Please state your current definition of Islamaphobia?
- f. By reference to each of the years specified please state the total number of:-
 1. incidents;
 2. arrests,
 3. charges and
 4. convictions

reported to you;

For each year specified please provide the above information specifically relation to "Hate Crimes" reported and separately in relation to "Religious Hate Crimes" reported and separately in relation to Islamaphobic Hate Crimes as reported.

- g. In each of the years specified please state whether you have had or have a process /policy in place to record incidents reported to you which relate to religiously aggravated criminal acts; if so please provide a copy of the policy for each year and the total number of incidents reported for each of the years specified.
- h. For each of the years specified please state the total number of arrests, prosecutions brought and convictions under section 28 of the Crime and Disorder Act 1998 and the reasons as recorded by the Prosecutor.
- i. For each of the years specified please state the number of unsuccessful convictions under section 28 of the Crime and Disorder Act 1998 and the reasons as recorded by the Prosecutor.
- j. For each of the years specified [where relevant] please state the number of arrests, charges and successful convictions under section 29 of the Racial and Religious Hatred Act 2006 and the reasons as recorded by the Prosecutor.
- k. For each of the years specified please state the number of unsuccessful convictions under section 29 of the Racial and Religious Hatred Act 2006 and the reasons as recorded by the Prosecutor.
- l. Please state the total number of recorded arrests, charges and convictions of criminal acts specified as:-
 - i. incited by islamaphobic behaviour;
 - ii. incidents which are aggravated by islamaphobic behaviour; otherwise involving islamaphobia to some degree;
 - iii. or to which islamaphobia was recorded as a factor involved in the arrest, charge or conviction.
 - iv. Where "islamaphobia" is defined as prejudice against, hatred toward, fear of, hostility toward or dislike of the religion of Islam or Muslim individuals, regardless of whether they are actual or perceived followers of the religion of Islam.

We consider the information requested above is information which should be in the public domain as is disclosable under the Freedom of Information Act 2000. However, should you be minded not to disclose certain categories of information we should be grateful if you would first consider the presumption of openness and transparency which underpins such requests made to a public body. Secondly, if you intend to rely upon any of the exemptions please provide detailed reasons for any non-disclosure and if the exemption is a qualified one please explain the steps you have taken to balance this decision against the public interest in each case.

Response:

Thank you for your FOI request.

The Office of the Police and Crime Commissioner does not hold the information that you are requesting, but it may be held by West Midlands Police. Please let me know if you would like me to forward your letter onto West Midlands Police.