

By email only:

12 January 2022

Dear

FOI Request: FOI/48/2021

I write in connection with your request for information received in the Office of the Police and Crime Commissioner for Derbyshire on 24 December 2021. You asked the following questions:

I'm writing to you to make a request under the freedom of information act relating to incidents reported in your region where cyclists have been close passed by a motor vehicle such as those made as part of Operation Snap or similar.

Please could I receive the information broken down by calendar year from 2016 onwards in order to establish trends?

I'd like to know how many close passes involving cyclists have been reported and how many of them were accompanied by supporting video evidence.

I'm also interested in the outcomes of the reports. What are the outcomes and what is their split amongst the reports? E.g., how many reports result in no further action being taken, how many resulted in the driver being written to, how many resulted in the drivers being asked to attend an awareness course, and in how many instances were drivers prosecuted etc.?

Also, in how many of the reports did the cyclist receive a warning or prosecution relating to their part in the incident?

Having submitted many videos to different regions, highlighting what I believed to be obviously dangerous close passes that have resulted in different outcomes, I'd also like to understand how the level of outcome is arrived at and how the consistency of the evidence review is ensured? For example:

- Is there a minimum level of training required for each person reviewing evidence?*
- Is it ever acceptable for a vehicle to pass close within 1.5m of a cyclist? If not, how is the proximity assessed from video evidence? If so, how is the speed of pass or risk presented assessed from video evidence?*
- What are the documented guidelines/standards that those reviewing the video evidence follow?*

Finally, with respect to the changes in the Highway Code concerning a hierarchy of vulnerable road users, will this be acknowledged in your regions budget spend and what will I notice as a cyclist?

This is to inform you that the Office of the Police and Crime Commissioner for Derbyshire does not hold the information you have requested based on the information you have provided.

Derbyshire Constabulary may hold this information and I give below a link to the Force's website where you can make a FOI request to them direct.

[I want to find information about the police | Derbyshire Constabulary](#)

If you are not satisfied with our response to your request, under Section 17 of the FOIA of the FOIA you are entitled to ask for an internal review of our decision. Any internal review needs to be submitted within two months of the date of receipt of this response and state why you are unhappy with the response. You can submit an internal review in the following ways:

- emailing the OPCC Inbox – PCCOffice@Derbyshire.PNN.Police.UK or;
- writing to the OPCC at –
The Office of the Police and Crime Commissioner for Derbyshire
Butterley Hall
Ripley
Derbyshire
DE5 3RS

By phone – 0300 122 6000 (as a reasonable adjustment under the Equality Act 2010).

If you are not satisfied with the outcome of the internal review under Section 50 of the FOIA you can apply directly to the Information Commissioner (ICO) for a decision. Generally, the ICO cannot make a decision unless you have exhausted the internal review procedure provided by the OPCC. You can contact the ICO in the following ways:

- online at the ICO – <https://ico.org.uk/global/contact-us/> or;
- writing to the ICO at –
Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Yours sincerely

A handwritten signature in black ink, appearing to read 'Marie Romano', written in a cursive style.

Marie Romano
On behalf of the Police and Crime Commissioner

