



Marie Romano
Head of Compliance
Office of the Police and Crime
Commissioner for Derbyshire
Butterley Hall
Ripley
Derbyshire
DE5 3RS

tel: 0300 122 6000
pccoffice@derbyshire.pnn.police.uk
www.derbyshire-pcc.gov.uk

DATE 22/03/2022

FOI Request: FOI 08/2022

I write in connection with your request for information processed under the Freedom of Information Act 2000 and sent to the Police and Crime Commissioner for Derbyshire on date, 22/03/2022 regarding the below:

I wish to request, under the Freedom of Information Act (2000), the following from your Constabulary, Commissioner, or Panel:

- 1) a copy of the Constabulary's policy or procedure for the verification of the legitimate possession and use of prescribed medical cannabis/cannabis-based prescription medicine (CBPM);
- 2) if the Constabulary does not have a local policy regarding this, could you please confirm that the Home Office guidance is adhered to by the Constabulary - namely that someone claiming the legitimate possession and use of medical cannabis will be expected to produce: the original medication container complete with the pharmacy dispensing label bearing the name of the patient; with either a copy of their FP10 prescription or a letter from the prescribing clinician; and a form of recognised photo ID (such as a passport, driving licence, or a PASS accredited photocard) bearing the same name as displayed on the dispensing label and the copy of the FP10 or clinician's letter;
- 3) if your Constabulary does not have a policy relating to this, could you please provide the Constabulary's policy regarding compliance with the PSED (Public Sector Equality Duty), especially with regards to the avoidance of discrimination against disabled people for the legitimate possession and use of a prescribed medication;
- 4) a copy of any internal briefing documents provided to police officers regarding the existence of - and the process for the verification of - prescribed medical cannabis flower or other CBPM's following the Home Office Circular 2018: 'Rescheduling of cannabis-based products for medicinal use in humans' and The Misuse of Drugs (Amendments) (Cannabis and Licence Fees) (England, Wales and Scotland) Regulations 2018 which allowed the prescribing of medical cannabis (CBPM);
- 5) the named lead for the Constabulary for matters pertaining to the verification of medical cannabis (CBPM);

6) the Constabulary's policy or position relating to the recognition of unaccredited card schemes such as Cancard or MedCannID, if such a policy exists.

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.

However, Derbyshire Constabulary may hold this information so you may wish to contact them directly. Their details are as follows.

Ring 101.

Submit via the website – <https://www.derbyshire.police.uk/rqo/request/ri/request-information/>

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'. The signature is fluid and cursive, with the first name 'Marie' written in a larger, more prominent script than the last name 'Romano'.

Marie Romano
On behalf of the Police and Crime Commissioner