

RESTRICTED WHEN COMPLETE



Personal Data Request Form

To

DFE

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This request for personal data and other information is made under the powers invested in me as a constable of Merseyside Police by the Police Act 1996 (section 30(1) which gives constables all the powers and privileges of a constable throughout England and Wales and Section 30(5) defines powers as powers under any enactment when ever passed or made). These powers include the investigation and detection of crime, apprehension and prosecution of offenders, protection of life and property and maintenance of law and order. Under the Police Reform Act 2002, the Chief Constable can delegate certain powers to police staff.

The personal data I require relates to the following individual(s):
(Include identifying details of the person where known, such as name, address and date of birth)

On 31/08/2006, [REDACTED] and [REDACTED] amalgamated and on 01/09/2006, formed [REDACTED] I need a full list of pupils who attended with a date of birth in the range of 1992 to 1995 or those in attendance between 2006 - 2009. I need their last known home address, entry date and leave date.

I have the following information to assist you in locating the personal data and other information:
(Include further details, where available, to assist locating the information sought)

I require the following personal data and other information:
(Describe the information sought)

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I require the personal data and other information to assist with my enquiries into:
(Describe the subject of those enquiries as far as is possible without prejudicing them)

There is an ongoing Merseyside Police investigation which relates to potential [REDACTED]. There are concerns regarding current safeguarding as without the information held by your organization, we are unable to thoroughly identify and assess the risk to individuals or any organization or threat of risk of harm without the information. Should there be any corruption identified, then the appropriate safeguarding action will be taken and shared with the relevant organisations.

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 I confirm the personal data and other information is required for the following purpose(s):
 (Tick the relevant box(es) and complete the other row where necessary)

Purpose	Legal Basis	Tick
1) For the prevention, investigation and detection of crime	Police Acts, Common law	x
2) For the apprehension and prosecution of offenders	Police Acts, Common law	x
3) To confirm or corroborate information for intelligence purposes	Police Acts, Common law	
4) To put before a court to obtain a search warrant	Police Acts, Common law	
5) To prepare a file for the Coroner's court	On request of the Coroner	
6) To further a money laundering or confiscation investigation	Proceeds of Crime Act 2002	
7) To risk assess the address to safeguard the health and safety of any emergency personnel attending	Police Acts, Health & Safety, Common law	
8) To identify if there are children at the address to negate any harm caused by police action	Children Act 2004	
9) To locate a missing person to ascertain their well being	Police Acts, Common law	
10) To progress enquiries into a Road Traffic Incident	Police Acts, Common law	
11) To protect life or property	Police Acts, Common law	
12) Other (please specify		

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I request that the personal data and other information should be provided to the police in the following manner:

(Having considered factors such as the protective marking indicate how the information should be provided to the police, e.g. in person, by post, by fax, by email etc.)

As you see fit

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The Data Protection Act 1998 defines personal data as data which is biographical in nature, has the applicant as its focus and/or affects the data subject's privacy in his or her personal, professional or business life. Under the Data Protection Act 1998, disclosure of personal data:-

- For the prevention and detection of crime or the apprehension or prosecution of offenders is permitted under s29(3)
- Required by or under any enactment, by any rule of law or by order of the court is permitted under s 35(1) (including the Health and Safety Act)
- For the purpose of, or in connection with, any legal proceedings is permitted by s35(2) (a)

Where no data protection exemption applies, consideration should be given to the first principle issue of fairness. Where the rights and freedoms or the welfare of an individual is in doubt such as in enquiries 8 and 9 above, a harm test should be applied. It is highly unlikely disclosure would be unfair in these circumstances.

Human Rights Act 1998 Article 8 – right to privacy. This request is consistent with Article 8(2) prevention of disorder or crime.

(To be completed by the officer requesting the personal data and other information – tick appropriate box(es))

I confirm that:

- this information will be used in connection with this enquiry and held and used only as long as this is required for policing purposes and any subsequent criminal justice proceedings.
- if this personal data is not disclosed it will prejudice the prevention or detection of crime or the apprehension or prosecution of offenders.
- if this personal data is not disclosed it will prejudice the purpose indicated overleaf.

Signe [redacted]

Collar No... [redacted] Date [redacted] 9/10/19

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Print Name... [redacted]Post Detective Constable

BCU/Area/Dept address

Force Investigations, Rm 6/15 Police Headquarters, Canning Place, L1 8JX.

Phone .. [redacted] Fax.. [redacted] Email [redacted]

If the nature of the enquiries is specified above this form must be countersigned by a Sergeant or Supervisor; if the investigation is such that no explanation can be given, this form will be countersigned by a Superintendent.

Signed .. [redacted] Collar No [redacted] Date.....17/10/19

Print Name [redacted]Post .Detective Sergeant

This section to be completed by the recipient of request for personal data and information

Response

Please reply to all requests so that we know they have all been considered and to help prevent duplication.

As part of your decision making process, please take into account the requirements upon you/ your organisation in relation to the request, for example the Crime and Disorder Act 1998, (any person or organisation has a power to provide information to a relevant authority in order to achieve a crime and disorder objective), the Local Government Act, Children Acts 1989 and 2004, and other legislation relevant to your organization

Signature Date.....

Print Name.....Position.....

Organisation & Dept
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The information requested above has been approved for disclosure and is attached*

The information requested above has not been approved for disclosure*

**Delete as applicable*

Please explain why you have decided not to disclose the information so that we know whether you need additional information or for us consider presenting to the Court to obtain a Disclosure Order:

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If there is insufficient room please continue on an additional sheet(s).

The subject of the request should not be given any indication that this request has been made prior to consultation with the requesting officer. If your organisation subsequently receives a request for a copy of this document (e.g. under the Data Protection Act or Freedom of Information Act) for this information, please contact Merseyside Police DP / FOI Officer by telephoning 0151 777 7021.

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