

FOI Disclosures December 2023

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This month we have responded to questions relating to the following topics:

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If you require a full copy of any of the embedded attachments, please contact Requestinfo@policeconduct.gov.uk quoting the reference number from the relevant response.

Ref <u>5024554</u> Back to top	<u>IOPC workforce</u>
<u>Request</u>	<i>1 How many staff do you have? 2 How many are investigators? 3 How many in HR? 4 How many in Press Office?</i>
<u>Response</u>	<p>We publish information annually regarding our workforce, and responses to your first three questions can be found from the latest report available on our website here: Staff Diversity data 2022/23 Independent Office for Police Conduct (IOPC)</p> <p>At 31 March 2023 we had 1069 staff. The tab ‘Investigations and Hillsborough Directorate by career background’ shows that there were 594 Investigations staff in Operations and 61 in Hillsborough. The tab ‘ Career background by directorate’ shows that there were 87 staff within the People (or HR) department.</p> <p>There are 8 staff employed within the Media Team (Press Office).</p>
Ref <u>5024563</u> Back to top	<u>Independent investigations with case factor ‘falsification of evidence and perjury’</u>
<u>Request</u>	<i>Please provide information, broken down by year and as far back as you are able within the cost constraints of obtaining data under FOI requests, regarding the number of independent investigations conducted by the IOPC (and where</i>

relevant its predecessors) regarding which your operations staff have applied the sub factor category of "falsification of evidence and perjury.

Response

This data relates to the following sub case factor which sits under the 'Corruption/Perjury factor:

Falsification of evidence / perjury

- i.Falsification of records
- ii.Perjury
- iii.Evidence tampering
- iv.Fabricating or disposing of evidence
- v.Intimidating or threatening a witness, suspect or victim
- vi.Malicious prosecution

Examples:

- During an investigation an officer provides a false account of his actions and lies to colleagues about the events that took place.
- An officer destroys valuable evidence for an acquaintance who is due to go on trial.

Please note that case factors are manually selected by operational staff to help broadly identify the nature of the circumstances of a case. Therefore, they should not be relied on to provide definitive data since application of case factors is reliant on individual discretion. Factors are applied at the case level and may also change throughout the course of a case.

Since 1 April 2014 (when the factor was introduced) the IOPC/IPCC has started 129 independent Investigations with the factor of 'falsification of evidence/perjury' applied. Of these, 118 have been completed.

Investigation Started – Financial year	Investigations Started
2014/15	9
2015/16	25
2016/17	30
2017/18	14
2018/19	19
2019/20	10
2020/21	6
2021/22	7
2022/23	5
2023/24 YTD	4

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5024564
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Referrals with case factor 'falsification of evidence and perjury'

Request

Please provide information regarding the number of matters referred to the IOPC for investigation to which your operations staff have applied the sub factor category of "falsification of evidence and perjury" along with the number and proportion of these which the IOPC subsequently investigated and to whatever extent is possible, the outcome of these investigations.

	<p><i>Please provide this information broken down by year over the time period for which you have the data.</i></p>
<p><u>Response</u></p>	<p>This data relates to the following sub case factor which sits under the 'Corruption/Perjury factor:</p> <p><u>Falsification of evidence / perjury</u></p> <ul style="list-style-type: none"> i.Falsification of records ii.Perjury iii.Evidence tampering iv.Fabricating or disposing of evidence v.Intimidating or threatening a witness, suspect or victim vi.Malicious prosecution <p><i>Examples:</i></p> <ul style="list-style-type: none"> • During an investigation an officer provides a false account of his actions and lies to colleagues about the events that took place. • An officer destroys valuable evidence for an acquaintance who is due to go on trial. <p>Please note that case factors are manually selected by operational staff to help broadly identify the nature of the circumstances of a case. Therefore, they should not be relied on to provide definitive data since application of case factors is reliant on individual discretion. Factors are applied at the case level and may also change throughout the course of a case.</p> <p>Since 1 April 2014 (when the factor was introduced) 1,033 referrals have been made to the IOPC/IPCC which had the factor of 'falsification of evidence/perjury' applied to them.</p> <ul style="list-style-type: none"> • 215 were given a 'mode of investigation' decision of Independent Investigation – not all referrals with this decision lead to a new investigation being started as they may link to existing investigations; • 718 were returned to the appropriate authority (usually a police force) for local investigation and 67 were returned to the force to be handled as they saw fit; • 29 were given a mode of investigation decision of managed or supervised investigation. These are carried out by the appropriate authority under our management or supervision. <p>The breakdown of these mode of investigation decisions is shown below:</p>

Investigation Started – Financial year	Referrals received	MOI – Independent Investigation	MOI – Local Investigation	MOI – Return to force	MOI – Managed or Supervised
2014/15	199	27	147	16	9
2015/16	172	49	100	15	8
2016/17	127	43	75	4	5
2017/18	109	20	81	6	2
2018/19	121	24	89	4	4
2019/20	67	14	49	2	1
2020/21	41	8	28	4	0
2021/22	78	17	53	7	0
2022/23	80	8	66	6	0
2023/24 YTD	41	6	32	3	0
Total	1035	216	720	67	29

- Directed Investigation is also an available MOI decision but there were none of these in this data
- Three referrals were not valid and the MOI of one was outstanding at the time of producing this data.

It is important to note that we do not capture individual allegations in relation to referrals. Referrals may involve multiple allegations and also involve multiple subject officers. As explained above, we record case factors on our cases which are broad themes applied by operational staff that may apply in a number of circumstances, but do not necessarily reflect what the allegations are. The case factors provide us with a starting point to identify potential themes and a case would require further scrutiny to validate that it falls within the scope of that theme. Consequently we have to apply caveats to this data because it would not be comprehensive or fully representative without further validation, which, due to the activities required, would be likely to engage the cost limit under the FOIA.

Outcomes are only available where proceedings were held between 1 April 2018 and 31 March 2023. **Please note that the proceedings against subjects may relate to matters other than falsification of evidence/perjury.**

Misconduct and criminal proceedings – the years below relate to when the proceedings were held and not the dates of the investigation being carried out.

Period held	Proceedings held	Finding	Outcome
2018/19			
Misconduct Hearings	19	Gross Misconduct x 4, Misconduct x 3	Dismissed x 4, Written warning x 3
Misconduct Meetings	7	Misconduct x 4	Final written warning x 1, Written warning x 1, Management advice x 2
Criminal proceedings	2	Guilty x 1, Not Guilty x 1	Absolute discharge x 1
2019/20			
Misconduct Hearings	11	Gross Misconduct x 7, Misconduct x 2, <u>None</u> x 2	Dismissed x 4, Final written warning x 3, NFA x 1, Retired/resigned x 1
Misconduct Meetings	10	Misconduct x 3, <u>None</u> x 7	Written warning x 1, Management advice x 1, NFA x 1
Criminal proceedings	3	Guilty x 1, Not Guilty x 2	Custodial sentence x 1
2020/21			
Misconduct Hearings	2	Gross Misconduct x 1, <u>None</u> x 1	Dismissed x 1
Misconduct Meetings	2	Misconduct x 2	Written warning x 1, <u>Other</u> x 1
Criminal proceedings	0	n/a	n/a
2021/22			
Misconduct Hearings	4	Gross Misconduct x 3, <u>None</u> x 1	Dismissed x 2, Retired/resigned x 1
Misconduct Meetings	1	<u>None</u> x 1	n/a
Criminal proceedings	2	Guilty x 1, Not Heard x 1	Custodial sentence x 1
2022/23			
Misconduct Hearings	3	Gross Misconduct x 3	Dismissed x 2, Retired/resigned x 1
Misconduct Meetings	0	n/a	n/a
Criminal proceedings	0	n/a	n/a

Gross Misconduct can only be considered at a Misconduct Hearing.

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5024569
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Accidents and deaths involving civilians and police vehicles

Request

Between January 1st 2013 and December 31st 2023:

1. *The total number of accidents involving civilians and police vehicles*
2. *The total number of deaths involving civilians and police vehicles*
3. *The total number of accidents involving civilians and police vehicles organised by police force*
4. *The total number of deaths involving civilians and police vehicles organised by police force*

Response

The IOPC publishes data about deaths during or following police contact which consists of data solely about police related road traffic fatalities. This data relates to the financial years 2004/5 to 2022/23 and is available on our website [here](#). To view the particular data you require under parts 2 and 4 of your request you should access the 'RTI by force' tab.

We do not hold data about police vehicle related road traffic incidents more generally and therefore cannot answer parts 1 and 3 of your request. We have carried out web searches to find out whether this information is collated and published centrally by a public authority but there does not appear to be any such resource. We would suggest that you contact individual police forces to ask whether they can help with this part of your request. Contact details for police forces in England and Wales are available on the [Police UK website](#).

<p><u>Ref</u> 5024572 Back to top</p>	<p><u>Breakdown of discrimination – race allegations made to MS in 2022/23</u></p>
<p><u>Request</u></p>	<p><i>I am trying to determine and break down race Police Complaint handling stats from your 2022/23 report. Specifically, I am interested in discreet MPS stats/data race complaint figures. and how they were handled and outcomes i.e whether they were upheld or not.</i></p>
<p><u>Response</u></p>	<p>We can provide the following breakdown:</p> <p>Breakdown of discrimination- race allegations made to Metropolitan Police in 2022/23</p> <p>Allegations logged</p> <p>The Metropolitan Police logged 20,202 allegations between 1 April 2022 and 31 March 2023 of which 646 (3%) had an allegation category of discriminatory behaviour - 477 (74% of discrimination allegations) being in the category of race discrimination.</p> <p><u>National Complaint Factors</u></p> <p>To provide further context around what an allegation is about, it can have a National Complaint Factor applied to it. Further information regarding the national complaint factors can be found in the ‘Guidance on capturing data about police complaints’. The most applied factors on race discrimination allegations were:</p> <ul style="list-style-type: none"> • Investigation – 24% • None – 22% • Stop and/or search – 20% • Arrest – 13% • Roads/traffic – 12% <p>‘None’ is not the same as no data, it means that additional factors have not been identified. An allegation can only have one category, but multiple factors applied to it.</p> <p>Allegations finalised</p> <p>In this period, the Metropolitan Police finalised 20,356 allegations of which 626 (3%) had an allegation category of discriminatory behaviour - 457 (73% of discrimination allegations) being in the category of race discrimination.</p> <p>399 were formally handled under Schedule 3 of the Police Reform Act 2002 and 58 were handled informally, outside of Schedule 3</p> <p><u>Formal Handling</u></p>

Formal handling means that allegations will be handled in a reasonable and proportionate way including, but not limited to, investigation.

399 of the 457 allegations were handled formally with the following results:

Allegation Result	Investigated (subject to special procedures)	Investigated (not subject to special procedures)	Not Investigated
Case to Answer	3	n/a	n/a
No Case to Answer	32	n/a	n/a
No further action	6	1	20
Not able to determine if the service provided was acceptable	0	4	12
Regulation 41 applies	0	1	n/a
The service provided was acceptable	0	85	214
The service provided was no acceptable	0	6	2
Withdrawn	2	6	5
Grand Total	43	103	253

Notes to be read in conjunction with this data:

- Only allegations investigated subject to special procedures can result in Case to Answer/ No Case to Answer
- Regulation 41 means that a matter has been suspended due to outstanding criminal proceedings
- No Further Action at this point means that the complaint could not be progressed (for example, because the complainant could not be contacted)

Informal Handling

Allegations can also be handled informally, outside of Schedule 3, which enables 'lower-level' complaints to be dealt with more quickly. These can only be finalised with a result of Resolved or Not Resolved

58 allegations of discrimination – race were handled outside of Schedule 3:

- 26 were Resolved
- 32 were Not Resolved, with no further action being taken

Allegation actions on complaints closed

An allegation is finalised once a decision has been made on the result of the allegation, as above. This is prior to actions such as proceedings being held, the time the complainant is permitted to submit a review and the review being carried out.

Once all outstanding actions have concluded and the complaint is closed, additional actions are recorded. Of the allegations finalised above, 355 were on complaints which are now closed with the following actions recorded:

	Under Schedule 3 - not investigated	Under Schedule 3 investigated (not subject to special procedures)	Under Schedule 3 investigated (subject to special procedures)	Total
Action on formally handled allegations				
Apology	3	0	0	3
Explanation	107	31	3	141
Learning from reflection	4	4	1	9
No further action	76	40	19	135
Other action	1	0	0	1
Referral to Reflective Practice Review Process (RPRP)	3	1	4	8
Grand Total	194	76	27	297

Actions on informally handled allegations	Number
Apology	2
Debrief	2
Explanation	18
Learning from reflection	1
No further action	30
Other action	5
Grand Total	58