



40-42 Friars Walk
Lewes
East Sussex
BN7 2XW

Tel: 0300 123 0999
Email: foi@secamb.nhs.uk

27th January 2015

Email:

Dear

I am writing in response to your enquiry under the Freedom of Information Act 2000 (FOIA) reference FOI/15/01/10.

You requested the following information:

I'd like to submit an FOI request for information on staff committing crime at Surrey ambulance stations.

Could I have these listed by their job roles and which Surrey station they work at?

How many Surrey South East Coast Ambulance staff have been arrested?

What were they arrested for?

When were they arrested? Could I have data from the last five years?

What did the arrests result in? (i.e. charges, trials, prosecution)

How many staff have been arrested for theft of SECAMB property?

Also when and what was the result of this?

Do you have any emails or reports regarding crimes committed by members of staff?

I have to advise that I am unable to provide the information as requested above on the grounds of the exemption contained within s40 (2) Personal Information: Someone else's personal data.

If the requested information is (or contains) other people's personal data, which is not also personal data of the requester, section 40(2) may be engaged. Section 40(2) sets out an exemption for third party data if one of two conditions is met. These conditions are as follows:

First condition

Disclosure of the information to a member of the public otherwise than under FOIA would contravene:

- any of the data protection principles (section 40(3)(a)(i)), or
- a DPA section 10 notice (section 40(3)(a)(ii)).

Second condition

- The information is exempt from the subject access right by virtue of an exemption in the DPA (section 40(4)).

What is the procedure at SECamb when a member of staff is arrested/charged/ prosecuted?

This is covered in the Trust's Disciplinary Procedure, as follows:

“3.3. Conduct Outside Employment

3.3.1. An employee's conduct outside their employment with the Trust may be subject to action under this procedure if considered by the Trust to be relevant to their employment, or liable to bring the Trust into disrepute.

3.3.2. The fact that an employee has been arrested, cautioned, received a summons, reprimanded, warned, remanded in custody, charged or convicted of an offence outside of employment will not be regarded as an automatic reason for dismissal or other disciplinary action. However, employees have a duty to notify the manager of any such matters.

3.3.3. Where the circumstances of the alleged offence may make the individual unsuitable for continued employment, or bring the Trust into disrepute, management will conduct appropriate enquiries where possible and may proceed to disciplinary action based on the evidence available, irrespective of the course of other proceedings.

3.6.2. Circumstances where suspension would be appropriate include:

(c) serious criminal charges have been brought against the employee, or there are allegations of criminal activity.”

I hope you find this information helpful.

If, for whatever reason you are unhappy with our response, you are entitled to pursue any dissatisfaction through South East Coast Ambulance NHS Foundation Trust's (SECAMB) Internal Review Procedure at:

South East Coast Ambulance Service NHS Foundation Trust
40-42 Friars Walk
Lewes
East Sussex
BN7 2XW
Email: complaints@secamb.nhs.uk

Should you remain unhappy with the outcome of any such internal review, you may request a decision from the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

If I can be of further assistance to you, please do not hesitate to contact me, quoting the above reference number.

Yours sincerely

Freedom of Information Coordinator
South East Coast Ambulance Service NHS Foundation Trust