

T/Chief Constable
T/Chief Constable Darren Martland
Police Headquarters
Carleton Hall Penrith,
Cumbria
CA10 2AU



21st November 2025

Dear

FREEDOM OF INFORMATION REQUEST – FOI 1437/25 Type 17 Outcomes

I refer to your request for information which was received by Cumbria Constabulary on 26th October 2025. I note you seek access to the following information:

Question 1.

How many type 17 Outcomes (Prosecution Time Limit Expired: Suspect Identified But Prosecution Time Limit Has Expired) have been recorded by the Force, for the following offence:

66B(1) Sexual Offences Act 2003

Question 2.

**A) The percentage of cases where a decision to prosecute was made (for the below offences), where the Officer in Charge is/was a Civilian Investigator - The Offences are:*

- Offences relating to Stalking and Harassment - offences under the Protection from Harassment Act 1997*
- Offences relating to Voyeurism - Sections 67 and 67A of the Sexual Offences Act 2003*
- Offence of Sending etc photograph or film of genitals/Cyberflashing - offence at 66A of the Sexual Offences Act 2003*
- Offences relating to Coercive or controlling behaviour - offences under 76 and 76A of the Serious Crime Act 2015*
- Offences relating to sharing intimate images without consent, for all four offences under 66B of the Sexual Offences Act 2003*
- Offences under Section 127 of the Communications Act 2003 - **I understand certain offences at this section have been repealed.*
- Section 33 of the Criminal Justice and Courts Act 2015 - I understand this offence has been repealed.*

Please may I request this information for the last 10 years (for offences which were in force at the time). For offences which were not in force 10 years ago, please may I request data from when recorded.

Question 3.

The percentage of cases where a decision to prosecute was made (for the below offences), where the Officer in Charge is/was a - sworn or warranted - Police Officer (of any rank) with powers of arrest - The Offences are:



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- *Offences relating to Stalking and Harassment - offences under the Protection from Harassment Act 1997*
- *Offences relating to Voyeurism - Sections 67 and 67A of the Sexual Offences Act 2003*
- *Offence of Sending etc photograph or film of genitals/Cyberflashing - offence at 66A of the Sexual Offences Act 2003*
- *Offences relating to Coercive or controlling behaviour - offences under 76 and 76A of the Serious Crime Act 2015*
- *Offences relating to sharing intimate images without consent, for all four offences under 66B of the Sexual Offences Act 2003*
- *Offences under Section 127 of the Communications Act 2003 - **I understand certain offences at this section have been repealed.*
- *Section 33 of the Criminal Justice and Courts Act 2015 - **I understand this offence has been repealed.*

Please may I request this information for the last 10 years (for offences which were in force at the time). For offences which were not in force 10 years ago, please may I request data from when recorded.

Question 4.

The number of Data Access Requests (in relation to Cyber Crime) made by the Force. And the number of responses received by the Force (from the sites). Please might it be possible to request this information for the last 15 years.

Your request for information has now been considered, and I can confirm that the information you seek is held by Cumbria Constabulary, however, I am not obliged to disclose some of this to you.

The system used to log data access requests does not have a way to search and identify specific requests and which requests if any, relate to cybercrime. Cybercrime is quite a broad category, and the force could potentially approach many providers for different types of cybercrime investigations. To answer question 4 alone, it would require a member of staff to go through each individual application made in the timeframe and manually assess which requests were specifically related to cybercrime and if a response was provided.

I am satisfied, therefore that the time required to respond to your request will exceed the "appropriate limit" of time allowed.

The "appropriate limit" is set out in the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 and the current limit for police forces is set at £450, which equates to 18 hours of work.

Section 12(1) of the Freedom of Information Act does not oblige a public authority to comply with a request for information, if the authority estimates that the cost of complying with the request will exceed the appropriate limit. In view of this, and in accordance with Section 17(5) of the Act, this letter serves as a Refusal Notice for your request.

In accordance with my duty under Section 16 of the Freedom of Information Act, 2000 (Duty to provide advice and assistance). I can recommend that specifying which offences and sites or types of websites would help to narrow down the search area. In addition, could you clarify if it is Telecoms Application submissions you are referring to. A smaller timescale would also decrease the number of applications required to be searched, for example, five years instead of 15 years.



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Notwithstanding the above, in anticipation it will still be of interest to you, it is possible to provide you with some of the information requested in the remaining questions, as it was possible to retrieve this information directly. This is information I would otherwise have advised you to submit a revised request to seek disclosure of in accordance with the duty to provide advice and assistance.

Question 1.

Please see the table below outlining the number of crimes under section 66B(1) of the sexual offences act 2003 with an outcome of type 17 (Prosecution Time Limit Expired) recorded between 21/11/2018 and 31/10/2025.

Please note: The offence included below is a summary only offence, with time limit for prosecutions 6 months. The offence occurred in May 2024 and was reported the next day. The outcome was applied in December 2024; therefore, it would be prosecution time limit expired due to the time it had taken to make a decision.

Crime Type	Outcome 17 Volume
175/08 - Share Photograph or film of person in intimate state without consent (No reason for sharing needs proving) - Sexual Offences Act 2003 S66B(1)(9)	1
Total	1

Question 2.

We do not hold percentages, therefore the response to this question is no information held.

Question 3.

Please see above.

Complaint Rights

If you believe your request has not been properly handled, or you are otherwise dissatisfied with the outcome of your request, you have the right to request an internal review.

In the first instance, please email freedomofinformation@cumbria.police.uk quoting the FOI reference number and explain why you are dissatisfied. Your complaint will be considered and a response will be provided to you after your complaint has been investigated.

If you remain dissatisfied following conclusion of the internal review, you have the right, under section 50 of the Freedom of Information Act, to complain directly to the Information Commissioner.

The address for the Information Commissioner can be found below:

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

Complaints to the Information Commissioner can also be made online:

[Make a complaint | ICO](#)



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I would like to take this opportunity to thank you for your interest in Cumbria Constabulary.



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