

Date: 23/01/2024
Our ref: 01/FOI/24/012000/H

FREEDOM OF INFORMATION REQUEST REFERENCE NO: 01/FOI/24/012000/H

I write in connection with your request for information dated 21/01/2024, received by Greater Manchester Police (GMP) for the following information:

FOI request concerning the Sexual Offences Act 2003, section 65

- 1) How many charges have been made for people committing incest every year for the last 10 years?***
- 2) How many instances were consensual involving two adults, their ages and sexuality?***
- 3) How many instances resulted in prosecution and sentencing and what those sentences were?***

Result of Searches

Following receipt of your request searches were conducted within Greater Manchester Police (GMP) to locate the requested information and I can confirm the information requested is held by GMP.

However, I am not obliged to supply all the information as an exemption applies.

Please see exemption below.

Section 17 of the Freedom of Information Act 2000 requires Greater Manchester Police, when refusing to provide such information (because this information is exempt) to provide you, the applicant, with a notice which: (a) states that fact, (b) specifies the exemption in question and (c) states (if that would not otherwise be apparent) why the exemption applies.

Part of **question 2** has been exempt from disclosure under **Section 40(2) Personal Information** – To disclose the ages of the individuals involved constitutes personal data of an identifiable living individual, and to disclose this information would breach the principles of the General Data Protection Regulation (GDPR) and the Data Protection Act 2018. Personal data is defined by Section 1 of the Data Protection Act 1998 and means data that relates to an individual who can be identified directly or indirectly from that data.

Please see the remaining responses below.

1. Zero.
2. 21 instances (Also see exemption above)
3. GMP do not hold prosecution or conviction data as this is held by His Majesty's Courts and Tribunal Service (HMCTS). Please apply directly to HMCTS for such data.

Caveats:

In July 2019, GMP implemented one of the largest IT infrastructure changes in UK policing. The systems are in continual development and the data provided for this request is what the systems currently hold.

- This data contains crimes recorded under the Home Office offence 023/13 'sex with an adult relative - relative aged 18 or over, offender aged 16 or over, consenting to penetration' with a created date between 1st January 2014 and 31st Dec 2023, excluding cancelled crimes. Further information about cancelled crimes can be obtained from the Home Office Counting Rules
- GMP outcome 1A 'charged' was used to identify 'charges'
- According to the offence 023/13 all of these recorded crimes should be under consensual circumstances between two adults as per the offence name 'sex with an adult relative – relative aged 18 or over, offender aged 16 or over, consenting to penetration'
- The crime committed date may be different to other dates e.g. reported or created.
- The crime committed date may be recorded as a range where the crime occurred over a period of time or where it is not possible to say exactly when it occurred. In these cases, the first date in the range has been used for the calculation.
- We do not have a field in our system for person sexuality, therefore this data cannot be provided.
- Management of Police Information regulations state that non-essential records should be removed from police systems six financial years after the year in which they were originally created. This means that data that is more than six financial years old may be incomplete and should not be compared to more recent data.