

**WRITTEN QUESTION TO THE CHIEF MINISTER
BY DEPUTY M.R. HIGGINS OF ST. HELIER
ANSWER TO BE TABLED ON TUESDAY 21st JANUARY 2014**

Question

Will the Chief Minister advise members how many complaints, if any, the Data Protection Commissioner has received from members of the public, including former police officers, about the failure of the States of Jersey Police to answer subject access requests fully and within the time-limits prescribed in the Data Protection (Jersey) Law 2005 (broken down into the total number received and number per year) and advise what steps, if any, the Commissioner has taken to ensure compliance by the States of Jersey Police, not least when they invoke provisions relating to anti-terrorism in situations where they do not apply to the circumstances of the case?

Answer

States of Jersey Police

2006 – 2010	no complaints received
2011 –	1 (concluded)
2012 –	1 (concluded)
2013 –	1 (concluded) 1 (current)

Police Association

2011 – 1 (concluded)

To put these figures into context, here are the annual figures for the number of individual Subject Access Requests received and completed by the States of Jersey Police since the introduction of the Data Protection (Jersey) Law, 2005.

2006	1029
2007	1541
2008	1314
2009	1219
2010	1329
2011	1170
2012	1149
Total	8751 requests

These figures represent the full year totals since the introduction of the Law. The requests for December 2013 are still being processed so the 2013 total is not yet known.

All complaints are dealt with in accordance with the Data Protection (Jersey) Law 2005 and the complaints policy of the Office of the Data Protection Commissioner.

The States of Jersey Police receive a large number of subject access requests every year, many of which involve significant volumes of data and complex legal analysis.

The Office of the Data Protection Commissioner is aware of a number of cases where the States of Jersey Police have sought to provide more information to the applicant than was strictly required by law.

The Office of the Data Protection Commissioner is not aware of any provisions relating to anti-terrorism that have been invoked in respect of Article 7 of the Data Protection (Jersey) Law 2005.