

REQUEST

The number of allegations your force has investigated between January 1, 2013, and December 31, 2015, of either of the following offences in which one or more of the suspects was aged 18 or less

- a) causing or inciting a child to engage in sexual activity
- b) causing or inciting a child under 13 to engage in sexual activity

Please include a breakdown for each allegation stating:

- the month/year
- the outcome of the investigation, i.e. charge, NFA, out of court disposal etc.

CLARIFICATION

By allegations I mean recorded crime

Below are the Home Office codes for the information I am seeking.

- a) Sexual activity with a child under 13 by an offender under 18 years of age:

21/12 Female child - penetration  
21/22 Female child - no penetration  
21/13 Male child - penetration  
21/23 Male child - no penetration (S/V)  
Sexual Offences Act 2003 Sec 13 (pt).

- b) Causing or inciting a child under 13 to engage in sexual activity by an offender under 18 years of age:

21/14 Female child - penetration  
21/24 Female child - no penetration  
21/15 Male child - penetration  
21/25 Male child - no penetration (S/V)  
Sexual Offences Act 2003 Sec 13 (pt).  
21/16 Engaging in sexual activity in the presence of a child under 13 by an offender under 18 years of age (S/V) Sexual Offences Act 2003 Sec 13 (pt).  
21/17 Causing a child under 13 to watch a sexual act by an offender under 18 years of age (S/V) Sexual Offences Act 2003 Sec 13 (pt).

REPLY

See Tables Below (Pages 2 & 3)

In addition, West Midlands Police can neither confirm nor deny that it holds any other information with regard to an exempt body, as the duty in Section 1(1)(a) of the Freedom of Information Act 2000 does not apply by virtue of the following exemption:

Section 23(5) Information supplied by, or concerning, certain Security Bodies.

Section 23 is a class based absolute exemption and there is no requirement to consider the public interest in this case. Confirming or denying the existence of whether any other information is held, would contravene the constrictions laid out within Section 23 of the Freedom of Information Act 2000, in that this stipulates a generic bar on disclosure of any information supplied by, or concerning, certain Security Bodies.

a(1) Count of Offences as stated above (i.e. Home Office Offence Codes - 21/12, 21/13, 21/22 and 21/23) recorded during the period 01 January 2013 to 31 December 2015, by Year and Month:

Month Recorded	Year Recorded		
	2013	2014	2015
January	2	10	2
February	7	1	1
March	4	4	2
April	5	11	10
May	4	7	4
June	14	3	8
July	18	6	2
August	12	6	9
September	9	5	3
October	4	6	5
November	4	5	1
December	1	1	1
Total	84	65	48

a(2) Count of Clear-Ups/Outcomes for Offences as stated above (i.e. Home Office Offence Codes - 21/12, 21/13, 21/22 and 21/23) recorded during the period 01 January 2013 to 31 December 2015, by Year:

Clear-Up/Outcome	Year Recorded			Grand Total
	2013	2014	2015	
Adult Caution	1	-	-	1
Caution - Adult (Inc. Conditional Caution)	-	1	-	1
Caution - Youth (Inc. Conditional Caution)	-	2	1	3
Charge	7	-	-	7
Charge Or Summons	-	1	1	2
Community Resolution	3	2	2	7
Evidential Difficulties Victim Based - Named Suspect Not Identified: The Crime Is Confirmed But The Victim Either Declines Or Is Unable To Support Further Police Investigation To Identify The Offender	-	3	-	3
Further Action Will Be Undertaken By Another Body Or Agency	-	-	9	9
Investigation Complete: No Suspect Identified. Crime Investigated As Far As Reasonably Possible - Case Closed Pending Further Investigative Opportunities Becoming Available	-	6	5	11
Named Suspect Identified: Evidential Difficulties Prevent Further Action: Victim Does Not Support (Or Has Withdrawn Support From) Police Action	2	14	18	34
Named Suspect Identified: Victim Supports Police Action But Evidential Difficulties Prevent Further Action	2	20	6	28
Postal Charging And Requisition	1	-	-	1
Prosecution Prevented - Named Suspect Identified But Is Below The Age Of Criminal Responsibility	-	3	1	4
Grand Total	16	52	43	111

b(1) Count of Offences as stated above (i.e. Home Office Offence Codes - 21/14, 21/15, 21/16, 21/17, 21/24 and 21/25) recorded during the period 01 January 2013 to 31 December 2015, by Year and Month:

Month Recorded	Year Recorded		
	2013	2014	2015
January	2	3	1
February	1	2	2
March	3	-	2
April	3	-	3
May	3	2	1
June	1	1	2
July	1	3	2
August	2	4	1
September	4	1	1
October	2	1	1
November	4	1	2
December	-	1	1
Total	26	19	19

b2) Count of Clear-Ups/Outcomes for Offences as stated above (i.e. Home Office Offence Codes - 21/14, 21/15, 21/16, 21/17, 21/24 and 21/25) recorded during the period 01 January 2013 to 31 December 2015, by Year:

Clear-Up/Outcome	Year Recorded			Grand Total
	2013	2014	2015	
Caution - Youth (Inc. Conditional Caution)	-	1	-	1
Charge	1	1	-	2
Charge Or Summons	1	3	1	5
Community Resolution	2	5	-	7
Evidential Difficulties Victim Based - Named Suspect Not Identified: The Crime Is Confirmed But The Victim Either Declines Or Is Unable To Support Further Police Investigation To Identify The Offender	1	-	-	1
Further Action Will Be Undertaken By Another Body Or Agency	-	-	1	1
Investigation Complete: No Suspect Identified. Crime Investigated As Far As Reasonably Possible - Case Closed Pending Further Investigative Opportunities Becoming Available	1	-	1	2
Named Suspect Identified: Evidential Difficulties Prevent Further Action: Victim Does Not Support (Or Has Withdrawn Support From) Police Action	1	2	6	9
Named Suspect Identified: Victim Supports Police Action But Evidential Difficulties Prevent Further Action	3	4	6	13
Sufficient Evidence To Charge, But Police Decided Not In The Public Interest To Prosecute	-	1	-	1
Youth Caution	1	-	-	1
Grand Total	11	17	15	43