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10/11/2022

FREEDOM OF INFORMATION REQUEST REFERENCE NUMBER: 358/2022

Thank you for your request for information regarding PNC; which has now been considered.

Applicant Question:

1. Regarding the answer to my question, can you clarify what you mean by “confirmation of identity purposes”?
2. Do the US authorities now have access to criminal record information on the PNC regarding UK citizens, attained through biometrics? And
3. Is this now a regular occurrence?
4. Does the UK share criminal record information from the PNC with US authorities?
5. Does the US have to make a request through Interpol to see PNC information?
6. What level of PNC information is sent to five eyed countries / databases?
7. What is meant via “identity check” for biometric sharing between the UK / USA. Are the biometrics coming from IDENT1?

NPCC Response:

All of your questions seeking recorded information are being aggregated with your original request which includes queries in relation to that response (NPCC reference 333/2022), which was responded via the Whatdotheyknow (WDTK) platform to both submissions (duplicated) reference 912675 & 905013.

When a public authority is estimating whether the appropriate limit is likely to be exceeded, it can include the costs of complying with two or more requests if the conditions laid out in regulation 5 of the Fees Regulations can be satisfied. Those conditions require the request to be:

Made by one person, or by different persons who appear to the public authority to be acting in concert or in pursuance of a campaign; made for the same or similar information; and received by the public authority within any period of 60 consecutive working days.



The NPCC does hold recorded information captured by parts of your request.

1. Confirmation of identity is whereby fingerprints are used to assess if the subject is a match on the details provided.
2. If a request from the US authorities is received for conviction information for UK citizens and fingerprints have been provided, then a fingerprint check is carried out to confirm if there is a match. If so, the subjects UK convictions (held on PNC) will be provided.
3. The NPCC does not hold recorded information captured by part 3 of your request. Colleagues have provided outside of the Act:

Based on our knowledge, this is not consistent and some request for conviction information do not provide details of fingerprints. From previous request in, we know that fingerprints are not always provided in a request to the UK for criminal convictions.

4. Conviction information is routinely shared for US nationals through the Notification Out process. Further information can be found [here](#).
5. This can be requested via Interpol, and via alternative routes. E.g. FIB and US Embassy.
6. Convictions and certain nominal information. The nominal information depends on the process so, the three processes are outlined below:

Requests Out – when sending a request out to the USA, Canada, New Zealand and Australia, the mandatory information required is name; date of birth; nationality; gender, place of birth (town//village)

Notifications Out – In addition to the above, if any ID numbers are available these may be sent with the notification out.

Requests In – we send name; date of birth; place of birth when responding to a request for criminal convictions.

7. An identity check confirms which subject the fingerprints match to. For certain processes the biometrics come from IDENT1.

Specifically, the Requests Out and Notifications In processes.

Yours sincerely

Sherry Traquair

NPCC Freedom of Information Officer & Decision Maker

www.npcc.police.uk

COMPLAINT RIGHTS

Internal Review

If you are dissatisfied with the response you have been provided with, in compliance with the Freedom of Information legislation, you can lodge a complaint with NPCC to have the decision reviewed within 20 working days of the date of this response. The handling of your request will be looked at by someone independent of the original decision, and a fresh response provided.

It would be helpful, if requesting a review, for you to articulate in detail the reasons you are not satisfied with this reply.

If you would like to request a review, please write or send an email to NPCC Freedom of Information, c/o PO Box 481, Fareham, Hampshire, PO14 9FS.

If, after lodging a complaint with NPCC, you are still unhappy with the outcome, you may make an application to the Information Commissioner at the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.