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Our Ref: FOI2018/03537

**REQUEST UNDER THE FREEDOM OF INFORMATION ACT 2000 Ref No: FOI2018/03537**

I write in connection with your request for information received on 29th June. I note you seek access to the following information:

**I am writing to you under the Freedom of Information Act 2000 to request the following information;**

**1. The number of times the legislation has been enforced in the police force area in relation to the offence of smoking in a private vehicle carrying passengers under the age of 18 since its introduction in England and Wales in October 2015. The two relevant offences are; 'Smoking in a vehicle in which a child was present' and 'Allow smoking in a vehicle with a child'. Note - Both offences are contrary to Regulation 11 (1A) of the smoke-free (exemptions and vehicles) regulations 2007 and the Health Act 2006.**

**Please can this be broken down (preferably by calendar years 2015-18) into;**

- The number of verbal warnings recorded on local force computer systems
- The number of Fixed penalty notices/Traffic Offence Reports (TORs) issued.

**2. The number of Fixed penalty notices/ TORs issued at the roadside for seatbelt offences in both 2016 and 2017 (although calendar year is preferable, I am happy to accept data for 2016/17 and 2017/18). I would request that within this total number the specific figures can be provided for those matters relating to seatbelt offences involving children (under 14 years) for this offence.**

I am required by the Freedom of Information Act 2000 (The Act) to handle all requests in a manner that is blind to the identity of the requestor. Any information released in response to a request is regarded as being published and therefore, in the public domain without caveat.

Following enquiries within the Constabulary please see our response below.

**Response** - Searches have been made within the Constabulary for information regarding the enforcement of the ban on smoking in cars where children are present. These searches failed to locate any records / documents in relation to your request. Accordingly I have determined that the information to which you seek is not held by Hertfordshire Constabulary.

Should you have any further enquiries concerning this matter please do not hesitate to contact me quoting the above reference number.

Yours sincerely

James Hodson  
Information Rights

Hertfordshire Constabulary provides you the right to request an independent review of this response under its review procedure. If you require such a review you must notify us within two months from the date of this letter. After lodging a complaint with Hertfordshire Constabulary if you are still dissatisfied with the decision you may make an application to the Information Commissioner. For information on how to make a complaint please visit their website at <https://ico.org.uk/concerns/> or contact them on 0303 123 1113.