

<http://www.legislation.gov.uk/ukpga/1998/29/data.pdf>

The Information contained and held on the police Nation computers is not accurate to its information.

Statements of police in the Antisocial Behaviour Order (ASBO) have incorrect information that is being held on the police systems.

### **Regarding Previous Convictions that should be in respect of the Data Protection Act 1998: -**

#### **MG16: Bad character: -**

As has: as if to say in a past occurrence of an duration of time and can still: as if in to be explaining to day as present in accordance to the date at the top of this official letter, any person(s) of interest can look inside the case files and openly read a copy of the applicants criminal record otherwise known and named as a “PNC” record, this confidential and official document, Should not be available and is an Abuse of Process as no official MG16 form supporting a Bad character reference has been abused into the Asbo case files.

For this reason, the applicant also reverses his rights of the Rehabilitation of Offenders Act 1974 and states time spent to any conviction's.

Any previous offences contained within do not relate to a similar natured offence such as the respondent has based their case upon.

There is all so an ongoing investigation in relation to errors on his PNC record which are slowly being rectified, there is evidence supplied from the court house in response to the stated ad this will be supplied on request to the relevant persons of interest and there for the applicant does not agree with any records of his criminal record.

#### **MG16: Bad character: -**

As has and can also still be seen, is a copy of the applicant's criminal record otherwise known and named as a “PNC” record, this confidential and official document being openly present for any person to read in the Asbo case files is an Abuse of Process as no official MG16 form regarding Bad character supporting a bad character reference has been abused into the case files.

#### **Abuse of Process: -**

Abuse of process is defined as something that is so unfair and wrong with the prosecution that the court should not allow a prosecutor to proceed with what is, in all other respects, a perfectly supportable case (Hui Chi-Ming v R [1992] 1 A.C. 34, PC). 'Unfair and wrong' is for the court to determine on the individual facts of each case.

The inherent jurisdiction for the correct to agree to so for them to stop a prosecution to prevent an abuse of process is to be exercised only in exceptional circumstances: Attorney General's Reference (No 1 of 1990) [1992] Q.B. 630, CA; Attorney General's Reference (No 2 of 2001) [2004] 2 A.C. 72, HL.

The essential focus of the doctrine is on preventing unfairness at trial through which applicant is prejudiced in the presentation of his or her case.

As contained in a copy of the lower court transcripts on the day of trial, while under oath PC Steve Elsmore stated to the district Judge that “Intel would be by open source and checked by an officer but was not done by him.” When in fact it is his login that created and printed the applicants bundle, this can be proved by his signature and also by the computer ID log that must be used to print the data and use the (CD) that is contained within the Police National Computer and now has been submitted and is contained with the applicants bundle and is verified at the top of most of the pages or within the Antisocial Behaviour Order (ASBO) application.

PC Elsmore continued to state under oath that he did not carry out any further investigations in regards to speaking to the owners of any premises to fix that of a notice of trespass or conviction or of two as the codes of practice say the main investigating officer must. He stated “I have not personal spoken to the owners of the venue”