



14th February 2025

Reference Number: FOI/111515

Alric Lindsay

Via Email alric.lindsay@gmail.com

Dear Mr. Lindsay,

Re: Freedom of Information Request – Dated 17th January 2025 – Internal Review

I refer to your email dated the 17th of January 2025 in relation to your request for an internal review of the FOI Manager's response. Your request for an internal review was in the following terms:

“Dear FOI Manager, I hereby request an internal review.”

The response from the Freedom of Information (FOI) Manager for which you requested the internal review was as follows.

“1. Total Number of Conviction related to importation and/or possession of guns from 2019-2024.

The data reveals the total number of convictions related to importation and/or possession of guns from 2019-2024 is 240.

2. Break down by citizenship

The data does not to determine who is Caymanian or foreign nationals. The data does not disclose this information by nationality, however, please see information in relation to same.

The Criminal Registry cannot review all applications from 2019 to the present to extract the requested information, as doing so would represent an unreasonable diversion of resources.

Accessing the records manually to determine whether the information can be obtained from the supporting documents would require a substantial, lengthy, and labour-intensive effort for this office.

3. Sentencing Information

The data does not disclose this information by nationality, however, please see information in relation to the number of years imprisonment received overall. The Criminal Registry

cannot review all applications from 2019 to the present to extract the requested information, as doing so would represent an unreasonable diversion of resources. Accessing the records manually to determine whether the information can be obtained from the supporting documents would require a substantial, lengthy, and labour-intensive effort for this office.

4. No conviction recorded

The data does not disclose this information by nationality, however, please see information in relation to same. The Criminal Registry cannot review all applications from 2019 to the present to extract the requested information, as doing so would represent an unreasonable diversion of resources. Accessing the records manually to determine whether the information can be obtained from the supporting documents would require a substantial, lengthy, and labour-intensive effort for this office.

5. Reason for no conviction

The data does not disclose this information by nationality, however, please see information in relation to same. The Criminal Registry cannot review all applications from 2019 to the present to extract the requested information, as doing so would represent an unreasonable diversion of resources. Accessing the records manually to determine whether the information can be obtained from the supporting documents would require a substantial, lengthy, and labour-intensive effort for this office.

6. Demographic Information

The data does not disclose this information by nationality, however, please see information below in relation to same. The Criminal Registry cannot review all applications from 2019 to the present to extract the requested information, as doing so would represent an unreasonable diversion of resources. Accessing the records manually to determine whether the information can be obtained from the supporting documents would require a substantial, lengthy, and labour-intensive effort for this office.

I have reviewed the matter in accordance with section 34 of the Freedom of Information Act (2020 Revision).and pursuant to your request for an internal review, I confirm that this review has now taken place. Your original request was considered, and my findings under the internal review process align with the conclusions previously communicated to you by the FOI Manager and are appropriate under the provisions of the Act in that this task would require a considerable amount of time and manpower beyond the resources currently available to the Courts pursuant to section (9) of the Freedom of Information Act (2020 Revision).

We are further guided by the provisions of Regulation 10 of the Freedom of Information (General) Regulation (2021 Revision) whereby the Public Authority is required to communicate with the applicant with a view to:

- (a) explaining how the request is likely to unreasonably divert resources; and
- (b) inviting consultation with a view to narrowing the request.

Prior to the Public Authority communicating with applicant in this regard, we received the following email in relation to same:

“To avoid what is stated as "an unreasonable diversion of resources" and "a substantial, lengthy, and labour-intensive effort for this office, please note that I would be happy to manually review all files myself with the Court's permission. I am available daily from 830am to 10am and 2pm to 5pm. Please confirm whether this is feasible.”

I have considered the further representations by the applicant and find that the Court staff would still be required to review each file manually to identify and remove any confidential or sealed documents before making the files available for review and addressing their minds to any potential data protection issues that may arise. This task would require a considerable amount of time and manpower beyond the resources currently available to the Courts pursuant to section (9) of the Freedom of Information Act (2020 Revision).

You have the right under section 42 of the Freedom of Information Law to appeal to the Office of the Ombudsman within 30 days of:

- a. The date of notification of the decision taken at Internal Review.
- b. A decision was taken by a responsible Minister, Chief Officer or Principal Officer of the public authority; or
- c. The date on which you should have been notified of the decision(s) referred to above but of which you received no notification.

Contact Details for the Office of the Ombudsman:

Information Rights Division
5th Floor, Anderson Square, 64 Shedden Road, George Town, Grand Cayman
Mail: PO Box 2252, Grand Cayman KY1-1107, CAYMAN ISLANDS
Email: info@ombudsman.ky

Call: +1 345 946 6283

If you have any queries about this letter, please contact me. Please remember to quote your reference number above in any future correspondence.

Yours sincerely,

Kathleen Brown-Greml
Chief Financial Officer
George Town
PO Box 495
Grand Cayman KY1-1106 Cayman Islands
Email: foi.jud@gov.ky
Telephone: 949-4296
Fax: 949-9856