

I eventually filed a **19.04.11** claim against the police et.al. **Overview # 18**

**Chief Superintendent Mark Heath**

Borough Commander  
Kensington & Chelsea police  
72 Earls Court Road  
London W8 6EQ

(By 'Special delivery')

Public Access Office Ref : 2009 060 000 181

My Ref (given by Public Access Office): CR :5604 202/02

**Ms N Klosterkotter-Dit-Rawé**

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My **17.10.11** Appeal Request detailing my legal position re. the so-called "crime reports"

- The **22.09.09** 'Get lost!' response from **Steve McSorley**, Acting Chief Inspector, Professional Standards, Kensington police  
- Mine of **08.10.09**, copied to Mark Heath  
- Lack of response led me to send an 11 Nov 09 chaser letter to **McSorley** and **Heath**  
- Discussed under **Kensington police # 5**  
- Snapshot: **Doc library # 4.7 to # 4.12**

**20 September 2009**

Of note: 'my' MP **Sir Malcolm Rifkind** and the **Parliamentary Ombudsman** were playing a similar game against me - **Doc library # 1.9 and # 1.10**

Dear Mr Heath

KENSINGTON & CHELSEA POLICE IS NOT EXEMPT FROM COMPLIANCE WITH THE REQUIREMENTS OF THE DATA PROTECTION ACT 1998

As, under the Data Protection Act 1998, Enforcement Notices served by the Information Commissioner appear to generally be addressed to the overall head of police stations – regarding them as the “data controller” - I am opting to address this letter to you.

On 28 May 2009, under the Data Protection Act 1998, I submitted a Subject Access Request to the Public Access Office of the Metropolitan Police. More than 40 days later (hence in breach of the Act), it led to my receiving three computer printouts: CR:5604102/02; CR:5602261/03; CR:5605839/07.

Enclosed is my comprehensive response of 13 August 2009 <sup>1</sup> to the Public Access Office, in which, among others, I highlight numerous breaches of my rights under the Act, as well as failure to address practically all my 28 May 2009 requests.

This led to the enclosed, 25 August 2009 reply from Jenna Neville, Public Access Office <sup>2</sup> I view this reply as highly dismissive, contemptuous and arrogant, as it implies that Kensington & Chelsea (K&C) police, and hence you, as “data controller”, consider yourself to be exempt from complying with the requirements of the Data Protection Act 1998.

Indeed, the letter states

*“I have forwarded your concerns on to the Investigating Officer who will if he feels necessary update the report... If this is completed I will forward you a updated version”*

*“...I can confirm after making enquiries there is no further information we can provide you with”.*

While the conduct of your personnel clearly demonstrates otherwise, your station is **not** exempt from complying with the requirements of the Act.

Hence, as stated in my enclosed, comprehensive response of 20 September 2009 <sup>3</sup> to Jenna Neville, if you persist in failing to comply with the requirements of the Data Protection Act 1998, and hence persist

<sup>1</sup> My 13 August 2009 response to the three computer printouts: CR:5604102/02; CR:5602261/03; CR:5605839/07

<sup>2</sup> 25 August 2009 reply from Jenna Neville, Public Access Office, Metropolitan Police, to my 13 August 2009 response

<sup>3</sup> My 20 September 2009 response to Jenna Neville's letter of 25 August 2009

in causing me distress, as well as damage – as a result of your numerous breaches of my rights under the Act - I will contact the Office of the Information Commissioner to request that an Enforcement Notice under s.42 of the Act is served upon you. In this context, I will also ask the Information Commissioner to take into consideration my rights under the Human Rights Act 1998.

If this proves necessary, I will follow this with legal proceedings as per my rights under s.14 of the Act. (As you are no doubt aware, I don't need a lawyer to help me do that).

**Whether or not this matter ends-up in court, I demand you immediately send a letter to my website Host retrieving all the malicious, scurrilous and libellous accusations made against me by your member of staff, TDC Simon J Dowling of the 'Community Safety Unit', in his 16 and 20 March 2007 emails to my website Host – and that you copy me on this letter.**

In light of events, I would also like to know what gives officers under your control:

1. The right to withhold, from me, data that is about me?
2. The right to "fully record" a so-called 'complaint' against me by Andrew Ladsky in 2003 – as well classify it as "harassment" – before even contacting me?
3. The right to falsely accuse me of having committed an offence of "harassment", and therefore, falsely accuse me of being a criminal?
4. The right to not record that acts against me by Andrew Ladsky – I reported to K&C police in 2002 - amount to offences of harassment against me under the Protection from Harassment Act 1997?
5. The right to not contact me – at any point in time – in the context of the 2007 so-called 'complaint' concocted against me by Andrew Ladsky et.al. comprising of totally unsupported accusations that are classified as criminal offences? These are trumped-up, malicious, scurrilous and libellous accusations of having committed "racist, anti-Semitic, anti-black and anti-Asian acts" – by means of "text and pictures contained throughout [my] online diary on [my] website", [www.leasehold-outrage.com](http://www.leasehold-outrage.com), as well as a "hate crime"
6. The right to defame my name, character and reputation by, among others, communicating these fabricated, malicious, scurrilous and libellous accusations to my website Host?
7. The right to defame my name, character and reputation in the eyes of my website Host by, in 2007: (1) falsely implying to my Host that I had 'committed a crime'; (2) maliciously, scurrilously and libellously branding me "a Nazi" in emails to my Host?
8. The right to breach the Metropolitan Police Service code that "MPS personnel must not use MPS systems to author, transmit or store documents such as electronic mail...containing racist,...defamatory, offensive,...material"?
9. The right to falsely accuse me of having "a lot of slanderous comments on the site mainly directed at [Andrew Ladsky] but also at K&C and even MPs, the Prime Minister and DPM. Also against solicitors and many others"
10. The right to evidently attempt to get me sectioned in 2007 by expressing a malicious, vicious, scurrilous and libellous opinion as to my mental health to social services?
11. The right to resort to making these morally depraved, malicious, scurrilous and libellous accusations against me - with the blatantly obvious objective of scaring / forcing my website Host into closing down my website site – as well as a means of taking revenge for my 'daring' to expose, on my website - after five years of constantly being told to 'get lost' - the wrongdoings by the police et.al, in the context of pursuing my rights for justice and redress?

12. The right to discredit me, disparage me, defame my name, character and reputation, convey a false and misleading image of me by:

- a. processing data that gives an inaccurate description of Andrew Ladsky's role in Jefferson House – with the aim of giving some weight to his malicious, scurrilous and slanderous accusations against me;
- b. failing to obtain / capture evidence from Andrew Ladsky in support of his accusations against me – as it would discredit his complaints against me;
- c. withholding evidence of correspondence: (i) some of mine to K&C police; (ii) my correspondence to Sir Toby Harris, then Chair of the Metropolitan Police Authority; (iii) correspondence from my website Host to K&C police – because 'inconvenient' for Andrew Ladsky / K&C police;
- d. failing to record the 'full picture' as to what took place – for the same reason;
- e. understating events – for the same reason;
- f. failing to capture that I was put under duress by DC Adams - with the objective of getting me to drop my 2002 complaint, including telling me "You won't be able to prove a link with Andrew Ladsky";
- g. telling me one thing, and recording something totally different in the 2002 report;
- h. failing to acknowledge that at least four of my fellow leaseholders have also complained to K&C police of suffering harassment from Andrew Ladsky.

13. The right to falsely accuse me, in 2002, of having accused Andrew Ladsky of committing theft (But, as became evident subsequently, he and 'his puppets' carried out a c. £500,000 theft). **Overview Note 2**

14. Last but not least – as your officers have familiarised themselves with the content of my website - the right to turn a blind eye to criminal offences committed against me by Andrew Ladsky, including through 'his puppets' who "acted under his instructions" - under:

- the Protection from Harassment Act 1997;
- the Fraud Act 2006;
- the Malicious Communications Act 1988;
- the Theft Act 1968 / Theft Amendment Act 1996;
- the Money Laundering Regulations / Proceeds of Crime Act 2002;
- the Criminal Justice Act & Public Order Act 1994. Etc.

**See Extortion**

As the above are very clearly in breach of, among others, the Police Professional Standards, as Head of K&C police: what are you going to do in the face of this litany of outrageous, gross misconduct?

Yours sincerely,

N Klosterkotter-Dit-Rawé



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Chief Superintendent*

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Quantity: 1  
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21/09/2009 13:54  
SESSION : 3-256791-2

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1 @	5.40
TOTAL DUE TO POST OFFICE	10.80
Cash	20.00
Cash	9.20
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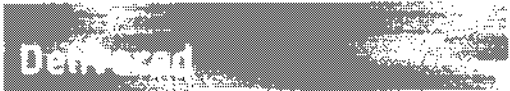
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