

Our Ref: IM-FOI-2022-0192
Date: 15th March 2022



FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

I refer to your recent request for information which has been handled in accordance with the Freedom of Information (Scotland) Act 2002.

For ease of reference, your request is replicated below together with the response.

In relation to offences taken place at Lochgelly Public Park, or nearby woods:

- **How many cautions took place for ASB or any other offences, including “stop and search” for under age drinking?**
- **How many FPN/Fiscal Fines took place for ASB or any other offences, including “stop and search” for under age drinking?**
- **How formal Charges took place for ASB or any other offences, including “stop and search” for under age drinking?**

All within the last 3 years of 2019, 2020, 2021?

Following a clarification request, you confirmed that the area outlined in red within the map below would be suitable for your request.



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In regards to cautions, I must advise that in terms of Section 17 of the Freedom of Information (Scotland) Act 2002, this represents a notice that the information requested is not held by Police Scotland. A caution in Scotland is not the same as elsewhere in the UK and where appropriate an individual would be arrested and later charged rather than being cautioned.

In regards to Fiscal Fines, these are not issued by Police Scotland but are instead issued by the Crown Office and Procurator Fiscal Service (COPFS). For statistics in relation to this, you would need to contact COPFS direct and I have included their FOI request email below for your information.

foi@copfs.gov.uk

In regards to charges, I asked our statistical unit to retrieve any recorded crimes within the area requested so that these could be manually checked to confirm if any charges had resulted.

The search consisted of recorded crimes being extracted using the date raised. The crimes were then mapped to Lochgelly Park, Fife, using ArcGIS software. The records are mapped using the Grid East and Grid North recorded on the crime report.

During this search, no crime reports were found within the 3 year period requested. I must therefore advise that there were no subsequent charges either.

In regards to stop and searches conducted in regards to alcohol, a similar search was conducted by our statistical unit.

The search consisted of Stop and Search records being extracted using the Search Date. The records were mapped using the Grid East and Grid North recorded on the Stop and Search Report. No stop and search reports were found within the area of the park.

In order to be of assistance, our statistical unit expanded the search to simply include any searches that included the keyword "Lochgelly". I have manually reviewed these results and none of them relate to the park.

Should you require any further assistance please contact Information Management quoting the reference number given.

If you are dissatisfied with the way in which Police Scotland has dealt with your request, you are entitled, in the first instance, to request a review of our actions and decisions.

Your request must specify the matter which gives rise to your dissatisfaction and it must be submitted within 40 working days of receiving this response - either by email to foi@scotland.pnn.police.uk or by post to Information Management (Disclosure), Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH.

If you remain dissatisfied following the outcome of that review, you are thereafter entitled to apply to the Office of the Scottish Information Commissioner within six months for a decision. You can apply [online](#), by email to enquiries@itspublicknowledge.info or by post to Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife, KY16 9DS.

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Should you wish to appeal against the Office of the Scottish Information Commissioner's decision, there is an appeal to the Court of Session on a point of law only.

As part of our commitment to demonstrate openness and transparency in respect of the information we hold, an anonymised version of this response will be posted to the Police Scotland Freedom of Information [Disclosure Log](#) in seven days' time.