

Our Ref: IM-FOI-2022-0923  
Date: 12<sup>th</sup> May 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.

**Can you please provide an annual breakdown for each of the years 2019 - 2022 so far of the number of individuals stopped for riding e-scooters on public roads illegally?**

**Can you please state how many of these were formally charged?**

**Can you state how many e-scooters have been seized in the same time period, stating if this was due to illegal use?**

Having considered your request in terms of the above Act, I regret to inform you that I am unable to provide you with the information you have requested, as it would prove too costly to do so within the context of the fee regulations.

As you may be aware the current cost threshold is £600 and I estimate that it would cost well in excess of this amount to process your request.

As such, and in terms of Section 16(4) of the Freedom of Information (Scotland) Act 2002 where Section 12(1) of the Act (Excessive Cost of Compliance) has been applied, this represents a refusal notice for the information sought.

By way of explanation, crimes in Scotland are recorded in accordance with the Scottish Government Justice Department (SGJD) offence classification codes and are not thereafter sub-categorised.

In this instance there is no specific SGJD classification relevant to your request and any such incident would be recorded under wider Road Traffic offences.

In relation to your request for seizures of e-scooters, I must advise you that there is no facility available on Police Scotland's systems which allow for productions which have been seized to be searched by type, i.e. scooter/e-scooter/vehicle etc.

The only way to provide an accurate response to your request would be to carry out case by case assessment of all road traffic offences and any other potentially relevant crimes, of which there would be thousands. As such, this is an exercise which I estimate would far exceed the cost limit set out in the Fees Regulations.

## OFFICIAL

To illustrate, even if we restrict the search to just road traffic offences, there were 3, 544 recorded offences of Dangerous Driving for the year 2020/21.

You can access our published crime statistics via the following link:

[How we are performing - Police Scotland](#)

Should you require any further assistance please contact Information Management Dundee, 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.police.uk](mailto:foi@scotland.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](mailto:enquiries@itspublicknowledge.info) or by post to Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife, KY16 9DS.

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.