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Our Ref: IM-FOI-2022-1126
Date: 30th 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.

In follow-up to FOI request IM-FOI-2022-0850:

1. You wrote that locate/trace markers may be used 'for someone wanted for questioning in relation to a crime/incident'; can you briefly explain why a 'wanted' marker would not be used instead as I assume police would have the power to arrest this individual?

Apologies if our previous response was not entirely clear.

Locate trace markers are recorded on PNC in the Wanted/Missing chapter. They are used when an officer is unable to contact a subject who may be a suspect OR have information in relation to a crime, and wishes to eliminate them from their enquiries. A suspect can be arrested on a locate trace marker.

The wanted marker is used when a Warrant has been issued for a subject who is wanted in connection to a crime.

2. You stated that Interpol warnings may only be used when there is evidence that the individual has traveled abroad. Can you confirm if this was also the case for wanted/'locate' suspects before Brexit, or would all wanted and missing individuals automatically be circulated on the Schengen database across the EU?

I can confirm that in regards to wanted markers prior to Brexit, these were not automatically circulated and were subject to a manual process. These were added where a European Arrest Warrant was in place.

In regards to locate trace markers for suspects prior to Brexit, these were not automatically circulated and were subject to a manual process. These were added where it was deemed relevant to do so.

In regards to missing persons prior to Brexit, these were automatically circulated.

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

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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, Dalrnarnock, 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.

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.