

Our Ref: IM-FOI-2022-2150
Date: 1st November 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.

- 1. Police Scotland's policy when Police Scotland constables fail to investigate and prosecute crimes for which they've been given highly detailed and irrefutable evidence.**
- 2. The list of professions that are "above the law", i.e. professions that Police Scotland will refuse to investigate if someone is, for example, a judge, a medical professional, a politician or perhaps even a police constable.**
- 3. The disciplinary procedure (if any) for failing to investigate and follow-up (ie make arrests, etc) irrefutable evidence of crimes.**

Having considered your request, I must first of all advise you that the Freedom of Information (Scotland) Act 2002 provides a right of access to **recorded** information only and as such, Section 17 of the Act applies to the specific scenarios described in your request.

This represents a notice that the information you seek is not held by Police Scotland.

To be of some assistance, you may be interested in the 'Complaints about the Police' Standard Operating Procedure (SOP), or the 'Our Standards of Professional Behaviour' page on the Police Scotland website:-

[complaints-about-the-police-sop.pdf \(scotland.police.uk\)](https://scotland.police.uk/complaints-about-the-police-sop.pdf)

[Our Standards of Professional Behaviour - 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 or by post to Information Management (Disclosure), Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH.

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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.