

Our Ref: IM-FOI-2022-2494  
Date: 07 December 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.

**I would like to make a request for information on mobile phone fraud crimes in Scotland in the past 3 years.**

**I would like to request:**

- **At least 3 years of mobile phone fraud crimes reported in Scotland**
- **Ages of victims if possible or a general demographic**
- **Area reported (ideally postcode)**
- **Different types of scams specifics e.g house insurance, pensions**
- **Number of phone scams reported related to BT services e.g. BT landline upgrade, Digital Voice switchover etc**

Having considered your request in terms of the 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, Police Scotland record crimes using the Scottish Government Justice Department crime classification codes and are not thereafter sub-categorised.

In this instance, I'm afraid that there is no offence classification specific to mobile phone fraud as outlined in your request. Such offences could be recorded under the general classification of Fraud.

## OFFICIAL

The only way to determine whether any reports were relevant to your request, would be to carry out case by case assessment of all potentially relevant crime reports. To illustrate, the most recent published figures show that as at Q2 2022/23 financial year, there were 8,732 recorded crimes of Fraud. As each of these reports as a minimum would require reviewing this would be an exercise which would far exceed the cost limit set out in the Fees Regulations.

You can access our crime statistics via the following link: [How we are performing - Police Scotland](#)

Should you require any further assistance please contact Information Management - Dundee at [foidundee@scotland.police.uk](mailto:foidundee@scotland.police.uk) 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.

OFFICIAL