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Our Ref: IM-FOI-2022-2737
Date: 4th January 2023



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 note that when asked under the freedom of information Scotland act 2002 about police officers using transgender female prostitutes for sex, the force did intimate that such would "contradict the light of their own code of conduct". I now simply wish under the freedom of information Scotland act 2002 a full copy of the code of conduct for police officers the force referred to would be contradicted when it intimated that police officers using adult (18+) transgender female prostitutes for sex would be a contradiction to that light. If the code of conduct has already been supplied, please state so and provide a copy of this. I would also request under the foi Scotland act that the police provide a recorded description or other information of the "light" it refers to when it states it would be contradicted if police officers where to have sex with transgender female adult prostitutes as well as how it would be contradicted exsactly. Finally, under the same foi Scotland act I would request any recorded information that would show how the police code of conduct dispenses the referred to light that the force state would be contradicted if a officer of the force was to have sex, with a transgender female adult prostitute.

We asked you:

"We can find no record of a phrase similar to "contradict the light of their own code of conduct" being included in an FOI response. To allow us to progress your request, please can you clarify which FOI response this was included in. We note that it was used by you however in your request 22-1973."

You replied:

I note the response. I can not recall what exact foi it was said in relation to therefore, I would settle for a copy of the forces code of conduct if it has not already been given with any recorded information describing that it dispenses light and how.

On 20 September 2022 you submitted the following request ([FOI 22-1973](#)):

A copy of the code of conduct that the police would consider would be contracted if a male or female police officer was to have consensual sexual relations with a female or transgender female adult prostitute.

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In terms of section 14(2) of the Act, I am therefore refusing to respond to your request on the basis that I consider it to be 'repeated'.

For the avoidance of any doubt I can confirm that there is no Police Scotland 'Code of Conduct' and I consider that the closest equivalent would be our [Standards of Professional Behaviour](#).

There is also a [Code of Ethics](#) that may be of interest.

I have also conducted a search of our force systems for any guidance document/ SOP etc that includes the phrase 'dispenses light' or variations thereof and I can confirm that there are no such documents.

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.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.

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.