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Our Ref: IM-FOI-2022-0276
Date: 23rd February 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.

NHS Grampian appear to insist that the Adastra computer system in Police Scotland custody suites in Grampian are your responsibility to make medical entry. This I believe is because NHS Grampian are shifting the responsibility for the correct informed consent that is required for receiving an unlicensed drug. Dihydrocodeine is a class B drug, it's unlicensed for the treatment of heroin addiction as it cause many side effects including seizures. There are various laws and regulations concerning unlicensed drugs none of which are being followed. I ask the question did your staff know they were giving detainees an unlicensed drug and should it not be investigated.

Having considered this request in terms of the Freedom of Information (Scotland) Act 2002, it is my assessment that you are not requesting access to recorded information and therefore the request itself may not be valid in terms of section 8 of the Act.

We are unable to comment on what police officers/ staff may 'know' or 'not know'.

In order to be of assistance, we will progress your request as seeking any *recorded information* on the subject of Police Scotland officers/ staff '*giving detainees an unlicensed drug*' and on that basis, section 17 of the Act applies as the information sought is not held by Police Scotland.

I would reiterate that medical provision for prisoners is the responsibility of National Health Service (NHS) Scotland.

The management of all medication given to an individual whilst in police custody is the responsibility of the NHS Healthcare Professional.

As such, any decision relating to medication provided to persons in custody in the Grampian area will be made by NHS Grampian.

The NHS use their own IT system to record the medication provided to persons in custody.

If you require any further information relating to the provision of medication to persons in police custody, please contact NHS Grampian.

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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.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.

