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Our Ref: IM-FOI-2022-1002
Date: 31 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.

Can I put a freedom of information request for the number of hate crimes towards East and Southeast Asians (Chinese or Other Asian) from January 2020 to the most recent figures? Can I request it be broken down by month, by command areas and if possible whether the crime took place online or in person?

Attached separately is the data requested above. With regards to whether the crime took place online or in person, in accordance with Sections 12(1) (Excessive cost of compliance) and 16(4) (Refusal of request) of the Freedom of Information (Scotland) Act 2002 (the Act), this letter represents a Refusal Notice.

By way of explanation, we are unable to identify electronically if this hate crime took place online or in person. To provide this information, I would need to physically examine 1222 incidents and identify where the crime took place.

If I was to use the example that it took 5 minutes to check each report then calculations show that it would take approximately 101 hours, and would cost approximately £1527.50 to carry out this task. This is in excess of the £600 prescribed by the Scottish Ministers under the Act.

Should you require any further assistance please contact Information Management – Glasgow at foi@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.pnn.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.

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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.