

Our Ref: IM-FOI-2022-2057
Date: 09 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.

Please, first of all, accept my sincere apologies for the delay in providing a response to your request.

For ease of reference, your request is replicated below along with the clarified points, together with the response.

Time period - last two fiscal years (i.e. 2020/21 and 2021/22) and the latest figures for 2022-23, 'overnight' - any stay of custody between 11.00pm and 6.00am and ages 10 -17 years.

We clarified with you regarding the 'overnight' period of stay and ages and you advised that your request was for individuals aged 10 to 17 who arrived into custody before 11pm and were released from custody after 6am the next day - so they were in for the whole 7 hour period of 11pm to 6am.

The TOTAL number of children aged 10 to 18 who were detained in a cell overnight.

Of the TOTAL number of children aged 10 to 18 who were detained in a cell overnight, how many were arrested by police?

And of the TOTAL number of children aged 10 to 18 who were detained in a cell overnight, how were subsequently charged?

If possible and within budget, I wish this information to be broken down for EACH age group (i.e. 10, 11, etc.), by EACH gender (i.e. male, female, etc.), and by EACH ethnicity (i.e. White British, Black British, etc.).

In response to your request, please find attached 2 tables which provide the relevant data for 10 to 17 year olds detained overnight and subsequently charged.

The data has been broken down by age, gender and ethnicity for the time period 2020 to 31 October 2022.

All persons were arrested by police officers.

Should you require any further assistance please contact Information Management - Dundee quoting the reference number given.

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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. 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.

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