| Police Scotland logo | Freedom of Information Response Our reference: FOI 25-2364  Responded to: 04 August 2025 |
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Your recent request for information is replicated below, together with our response.

**I would like to request the following information under the FOI (S) Act.**

**1. Any changes in policy in how drunken and disorderly conduct has been recorded by Police Scotland since 2015/2016.**

**2. Any changes in policy in how Police Scotland officers are expected to respond to drunken and disorderly conduct since 2015/16.**

**3. Any changes in what qualifies as a drunken and disorderly conduct offence within Police Scotland since 2015/2016.**

**4. Any communication to Police Scotland Officers communicating changes in policy towards the recording and response to drunken and disorderly conduct offences.**

'Drunk and Incapable' is defined at section 50(1) of the Civic Government (Scotland) Act 1982.  Police Scotland have no specific policies or guidance that relate to the definition and/ or response to such crimes. As such, the information sought is not held by Police Scotland and section 17 of the Act therefore applies.

If you require any further assistance, please contact us quoting the reference above.

You can request a review of this response within the next 40 working days by [email](mailto:foi@scotland.police.uk) or by letter (Information Management - FOI, Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH). Requests must include the reason for your dissatisfaction.

If you remain dissatisfied following our review response, you can appeal to the Office of the Scottish Information Commissioner (OSIC) within 6 months - [online](https://www.foi.scot/appeal), by [email](mailto:enquiries@foi.scot) or by letter (OSIC, Kinburn Castle, Doubledykes Road, St Andrews, KY16 9DS).

Following an OSIC appeal, you can appeal to the Court of Session on a point of law only.

This response will be added to our [Disclosure Log](http://www.scotland.police.uk/access-to-information/freedom-of-information/disclosure-log) in seven days' time.

Every effort has been taken to ensure our response is as accessible as possible.   
If you require this response to be provided in an alternative format, please let us know.