

**OFFICIAL**

Our Ref: IM-FOI-2022-0431  
Date: 21<sup>st</sup> March 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 accept our apologies for the delay in providing a response.

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

**We have been told that a woman who believes she was spiked by a needle in October 2021 was told by Police Scotland that it would take a year for her to receive a toxicology report confirming whether or not there were any drugs in her system.**

**A) Is the information that this young woman was given correct?**

As you may be aware, FOI legislation provides a right of access to *recorded information* only.

We cannot, in terms of the legislation, offer comment and I note that regardless, you have not provided details of the particular individual/ investigation referred to.

In terms of section 8 of the Act therefore, the question above does not sufficiently describe the *recorded information* sought and it cannot be progressed in terms of FOI.

What I can say is that Police Scotland will not in any case, comment on specific individuals/ investigations.

**B) How much time usually passes between a toxicology test and a result in instances of reported spiking?**

I would reiterate that FOI legislation provides a right of access to *recorded information* only.

There is no information held by Police Scotland which specifically describes the 'usual' or average etc time that passes between tests and results in 'spiking' cases specifically.

As such, section 17 of the Act applies and I can confirm that the information sought is *not held* by Police Scotland.

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

## OFFICIAL

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](mailto: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](mailto: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.

