| Police Scotland logo | Freedom of Information Response Our reference: FOI 25-2010  Responded to: 18th July 2025 |
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Your recent request for information is replicated below, together with our response.

1. **What document(s) is / are / expressed sections of the document(s)used by the Police they are exempt from taking a witness statement from a disabled witness to a race hate crime?**
2. **What document(s) is / are / expressed sections of the document(s)used by the Police they are exempt from taking a witness statement from the witness who has a disability, even with an IQ of over 70, the Police requiring the attendance of an appropriate adult, after the witnessing of a race hate crime?**
3. **What document (s) is / are / expressed sections of the document(s)used by the Police they are exempt from taking a witness statement from a witness in a race hate crime on the grounds of race?**
4. **What document(s) is / are / expressed sections of the document(s) used by the Police they are exempt from taking a witness statement from the witness to a race hate crime on the grounds of age?**
5. **What document(s) is /are / expressed sections of the document(s)used by the Police they are exempt from providing  an adequate explanation not to take a witness statement after a person witnesses a race  hate crime?**
6. **What document(s) is / are / expressed sections of the document(s)used by the Police they are exempt from not providing false information to deny the provision of a witness statement after a person witnesses a race hate crime?**
7. **What document(s) is / are / expressed sections of the document(s )used by the Police they are exempt from being accountable, acting with corruption, able to cover up racism, act with prejudice, abuse, commit bribery, act deceitful, act  dishonesty, defame, and fabricate so as not to note a witness statement after witnessing of a race hate crime ?**
8. **What document(s) is / are / expressed sections of the document(s) used by the Police they are exempt from investigating cases under the statutory complaint procedures within the statutory time-scale set down after witnessing of a race hate crime?**

Unfortunately, I regret to inform you that the information sought is not held by Police Scotland and section 17 of the Act therefore applies.

By way of explanation, I can advise that there is no guidance specific to the circumstances outlined in your request: witness statement exemptions for “race hate [crimes]” specifically.

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.