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Our Ref: IM-FOI-2022-1257  
Date: 14<sup>th</sup> June 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.

In follow-up to FOI request IM-FOI-2022-1146:

**In regards to a specific public location within Edinburgh, presumably the local officers must have asked why the department of the City of Edinburgh council responsible for this particular area believed that Police supervision was required that day, before committing resources to it. What was the reply? You may consider this a continuation of the FOI request.**

As this question was not asked as part of your initial request, it has been treated as a new Freedom of Information (Scotland) Act 2002 request rather than a continuation.

I can confirm that Police Scotland do not hold the information you have requested. As such, in terms of Section 17 of the Freedom of Information (Scotland) Act 2002, this represents a notice that the information requested is not held by Police Scotland.

By way of explanation, the Freedom of Information (Scotland) Act 2002 provides a right of access to recorded information. Examples of this would be written/electronic notes, documents, files etc. In this instance the request for police attendance was made by way of a phone call and no notes/call recordings are held in regards to this.

**Incidentally the new location of the volunteer groups Shed is NOT “better suited”, no matter what local officers were told by the department of the City of Edinburgh council responsible for this particular area – or, at least, one member thereof. It seems a pity that the officers in question didn’t see fit to consult the volunteer group, but on the day they “declined” to answer any questions, which we found discourteous.**

**The police constables’ presence that day made absolutely no difference to the procedure, so that the department of the City of Edinburgh council responsible for this particular area wasted Police time. In fact, their presence was counter-productive.**

On reading your points I note they do not relate to a request for information under the Freedom of Information (Scotland) Act 2002 but instead go to express your dissatisfaction

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with how the incident in question was handled. Whilst I cannot assist you directly in this regard, I have included a link below to the complaints procedure page on the Police Scotland website should you wish to make a formal complaint about the police.

<https://www.scotland.police.uk/about-us/how-we-do-it/complaints/>

Should you require any further assistance please contact Information Management 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](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.