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Our Ref: IM-FOI-2022-0794
Date: 21 April 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.

I am seeking information on whether or not Police Scotland has provided assistance to Dundee City Council in forcing entry to their tenant's homes to carry out the Annual Gas Safety check - and, if so, on how many occasions for the following years: 2015, 2016, 2017, 2018, 2019, 2020 and 2021.

I would also like to know under which law, regulation or statute this assistance was provided to the local authority, if it was provided.

Having considered your request in terms of the Act, I regret to inform you that I am unable to provide you with the information you have requested, as it would prove too costly to do so within the context of the fee regulations.

As you may be aware the current cost threshold is £600 and I estimate that it would cost well in excess of this amount to process your request.

As such, and in terms of Section 16(4) of the Freedom of Information (Scotland) Act 2002 where Section 12(1) of the Act (Excessive Cost of Compliance) has been applied, this represents a refusal notice for the information sought.

By way of explanation, there is no specific incident code that would relate to the circumstances in your request. As such each and every potential incident from these 7 years would have to be examined to establish whether assistance was provided to Dundee City Council and in what context. Therefore given the number of incidents this would involve this is an exercise which I estimate would far exceed the cost limit set out in the Fees Regulations.

You may be interested in our Forced Entry to Premises Standard Operating Procedure which is available on our website: <https://www.scotland.police.uk/spa-media/lajoe5z2/forced-entry-to-premises-sop.pdf>

Should you require any further assistance please contact Information Management - Dundee on foidundee@scotland.police.uk 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.

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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.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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