

Our Ref: IM-FOI-2022-0115  
Date: 28 January 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.

**A full list of all Covid-19 breaches reported to police on May 20, 2020, broken down by Police Scotland division where possible.**

**I would like the following information in relation to each report:**

- **The nature of the alleged breach**
- **Confirmation on whether or not officers attended**
- **The outcome of the report (e.g. person charged, fine issued)**

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 category for Covid 19 breaches on our STORM incident recording system and therefore the only way to provide an accurate response to your request would be to manually examine each and every incident from 20 May 2020 to establish the circumstances.

Given that this would involve hundreds of incidents this is an exercise which I estimate would far exceed the cost limit set out in the Fees Regulations.

You may wish to consult our published Covid 19 enforcement data spreadsheets which can be filtered to specific locations/ dates in terms of any arrests/ Fixed Penalty Notices etc:

[www.scotland.police.uk/about-us/covid-19-police-scotland-response/enforcement-and-response-data/](http://www.scotland.police.uk/about-us/covid-19-police-scotland-response/enforcement-and-response-data/)

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Should you require any further assistance please contact Information Management - Dundee on [foidundee@scotland.pnn.police.uk](mailto:foidundee@scotland.pnn.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.

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, Dalrnarnock, 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.

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