| Police Scotland logo | Freedom of Information Response Our reference: FOI 23-0065  Responded to: 24 January 2023 |
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Your recent request for information is replicated below, together with our response.

## On how many occasions did police officers bring an individual identified to a place of safety under Sections 135 and 136 of the Mental Health Act, by financial year, since 2010.

## The total amount of time police officers spent with individuals at a place of safety, by financial year, since 2010.

In response to your request, I must first of all advise you that sections 135 and 136 of the Mental Health Act 1983 do not apply in Scotland.

As such, in terms of Section 17 of the Freedom of Information (Scotland) Act 2002, this represents a notice that the information you seek is not held by Police Scotland.

Individuals in Scotland can be detained for mental health reasons under section 292 (Removal from a private place under warrant) and section 297 (Removal from a public place) of the Mental Health (Care and Treatment) (Scotland) Act 2002. This gives Police Officers the power to remove someone to a place of safety as defined by the Act.

If it would be of some assistance, we may be able to provide statistics regarding the above mentioned. Please submit a new request if this is of interest to you.

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](http://www.itspublicknowledge.info/Appeal), by [email](mailto:enquiries@itspublicknowledge.info) 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.