

Our Ref: IM-FOI-2022-1749
Date: 2nd September 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.

1) Please could you provide the number of Fixed Penalty Notices issued in 2022 for the offence of cycling on a foot way, broken down into the following categories:

- **Fines paid**
- **Fines cancelled**
- **Cases referred to Court for prosecution**
- **Cases with a resolution outstanding**

2) Please could you provide the number of Fixed Penalty Notices issued in 2022 for the offence of cyclists jumping a red light, broken down into the following categories:

- **Fines paid**
- **Fines cancelled**
- **Cases referred to Court for prosecution**
- **Cases with a resolution outstanding**

3) How does this compare to the situation between 2017 to 2021? For the sake of clarity, please could you provide the same answers to Q1 and Q2 for the following years:

- **2017**
- **2018**
- **2019**
- **2020**
- **2021**

In response to these questions, 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.

OFFICIAL

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, crimes in Scotland are recorded in accordance with the Scottish Government Justice Department offence classification codes and are not thereafter sub-categorised.

In this instance, the relevant classifications are not vehicle specific and include all vehicle types. As such, all of the potentially relevant offences would have to be individually examined to determine whether it was a bicycle involved - an exercise which I estimate would far exceed the cost limit set out in the Fees Regulations.

Should you require any further assistance please contact Information Management Dundee, 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.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 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.