| Police Scotland logo | Freedom of Information Response Our reference: FOI 25-0719  Responded to: 05 March 2025 |
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Your recent request for information is replicated below, together with our response.

## I am writing to make a request for data, under the Freedom of Information Act 2000.

## Splashing pedestrians by driving through standing water is illegal under Section 3 of the Road Traffic Act of 1988.

## Please can you provide, for the area covered by Police Scotland, the total number of fixed penalty notices and/or offences recorded in 2024 to motorists for splashing pedestrians?

## If anything is unclear, or you would like me to refine the request at all, could you please let me know?

As you will be aware, section 3 of the Road Traffic Act 1988 encompasses a wide range of driving behaviours, covered in Scotland by the crime classification of careless driving.  We have no means of ascertaining which of these crime reports may have involved the splashing of pedestrians other than by individual assessment of each crime report.

As such, I estimate that it would cost well in excess of the current FOI cost threshold of £600 to process your request. I am therefore refusing to provide the information sought in terms of section 12(1) of the Act - Excessive Cost of Compliance.

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.