| Police Scotland logo | Freedom of Information Response Our reference: FOI 25-1488  Responded to: 21 July 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 information under the Freedom of Information Act 2000 in relation to the average speed camera system on the following stretch of road:**

**1. A9 Between Drumochter & Dalwhinnie, Highland.**

**2. A9 Between Newtonmore and Kingussie, Highland.**

**3. A9 Perth to Stirling Road between Gleneagles (A823) and Blackford (B8081).**

**Date - 1st Apri 2025 - 30 April 2025**

**Please provide the following information:**

1. **Calibration Certificates  
   Copies of the most recent calibration and maintenance records for all average speed cameras operating on the specified road segment, including the dates of calibration and the standards used.**
2. **Site Survey / Camera Positioning Data  
   A map or survey indicating the locations of the cameras, their range of operation, and confirmation that they are installed in accordance with applicable regulations.**
3. **Camera System Type and Software  
   The make, model, and software used for the average speed camera system in operation, including whether it was operating in automatic or manual tracking mode on the specified date.**

The information sought is held by Police Scotland, but I am refusing to provide it in terms of section 16(1) of the Act on the basis that the following exemptions apply:

**Section 35(1)(a)&(b) - Law Enforcement**

Disclosure would substantially prejudice the prevention and detection of crime and the apprehension or prosecution of offenders.

Disclosure would clearly indicate the enforcement activity of particular cameras and show patterns/ trends, thereby encouraging drivers to commit offences, based on an assumption that they are unlikely to be detected at particular sites/ dates etc.

Furthermore, publicising the software used could allow for those intent on committing crime or causing disorder to undermine it to prevent detection.

Such an impact on driver behaviour renders safety cameras ineffective as a road safety measure.

**Section 39(1) - Health, Safety and the Environment**

Disclosure would endanger the physical health of an individual on the basis that any increase in speeding endangers other road users.

**Public Interest Test**

Public awareness and accountability would favour disclosure. That said, the application of the exemptions listed above, the efficient/ effective conduct of Police Scotland and overall public safety favour non-disclosure of the information sought. On balance it is considered that the public interest in disclosing site-specific data is outweighed by the likely negative consequences to law enforcement and road safety measures.

In relation to a map or survey indicating the locations of the camera, I must advise the information sought is not held by Police Scotland and section 17 of the Act therefore applies.

By way of explanation, although aware of each camera’s location, no map or survey is held.

1. **Signage Compliance  
   Confirmation of whether all statutory signage warning of speed enforcement was in place, unobstructed, and compliant with the Traffic Signs Regulations and General Directions 2016 on the date of the alleged offence.**

The Safety Camera signage is not statutory in so much as it is not required for speed enforcement, rather it is there as additional warning for the motorist and follows the guidance provided through the Safety Camera Handbook.

That said the signage does comply with the [TSRGD - Traffic Signs Regulations and General Directions 2016-2022](https://tsrgd.co.uk/#tsrgd-pdfs) with a typical example of a Safety camera sign displayed as diagram 880.1 on page 213.

This is a UK government legislative document as opposed to a Police Scotland one.

The Safety Camera Unit, or its predecessor under legacy force structure would have been involved in the planning and siting of the various signs; however, ongoing maintenance of these sits more directly with Transport Scotland.

BEAR Scotland, who manage this section of road for Transport Scotland periodically check all signage under Transport Scotland’s AMPS assets database, with any needing repair highlighted to us and repair completed by them.

We do not have access to that database to determine if any signs were damaged or obscured during the period in question. Therefore, the information sought is not held by Police Scotland and section 17 of the Act applies.

We would recommend contacting Transport Scotland or BEAR Scotland to assist with this point.

1. **Evidence Handling Protocol  
   A copy of the protocol or procedure followed for processing average speed data and issuing Notices of Intended Prosecution based on this system.**

Safety Camera Unit staff work within the guidance of the following:-

* Road Traffic Offenders Act 1988 – Section 1 – Warning of prosecution <http://www.legislation.gov.uk/ukpga/1988/53/contents>
* Road Traffic Offenders Act 1988 – Section 20 – Evidence Certification <http://www.legislation.gov.uk/ukpga/1988/53/contents>
* Road Traffic Act 1988 –Section 172 – Duty To Give Information As To Identity Of Driver In Certain Cases: <http://www.legislation.gov.uk/ukpga/1988/52/section/172>
* Section 75(3) (b) of the Road Traffic Offenders Act 1988 <http://www.legislation.gov.uk/ukpga/1988/53/section/75>

1. **Evidence cameras were working.  
   A copy of the evidence that the all the cameras were working, and list of days and time when camera were fully functional, Please add if any day camera was not working and which camera were they.**

The information sought is not held by Police Scotland and section 17 of the Act therefore applies.

By way of explanation, this information is held by the supplier Jenoptiks.

We can, however, advise that Police Scotland hold a maintenance log which all faults should be recorded, as well as being recorded by the supplier.

The maintenance log has been reviewed with one relative entry to the period in question:

Date reported: 28/04/2025

Site number: S3 Tomatin

Road Name/ Speed: A9 – 60mph

Camera/ Site location – ERCU

Camera Type: AVS

Responsible Office: Tain

Operational with fault: Yes

Details of fault: Site 3 showing Yellow, Unknown, No connection and Status.

Date resolved: 12/05/2025

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](https://www.foi.scot/appeal), by [email](mailto:enquiries@foi.scot) 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.