

Our Ref: IM-FOI-2022-0397  
Date: 25 February 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.

**We are approaching you with the following requests regarding police works carried out at [specified address] as the following:**

- 1. Please, disclose the nature of regular police visits and police force presence at this address for the period of 2020 - 2022 years / [specified address]**
- 2. Please, disclose how many police visits and tasks were assigned and carried out at this address during the period of 2020 - 2022 years / [specified address]**
- 3. Please, disclose how many police records regarding antisocial behaviour and / or any other disturbances, involving the tenants of this property at this address do you hold for the period of 2020 - 2022 years / [specified address]. Please, provide dates and times in the list. Please, note, we do not request any personal details of the tenants or officers involved and therefore you are free to proceed with this request**
- 4. If by any reason you unable to provide any of the requested information above, please, give us a reasonable explanation for this failure to disclose and provide us with contact details of the organisations or officials, who are able to give us such explanation and justification for the regular, extensive workload and usage of publicly funded police force in regard to policing this address.**

Having considered your request in terms of the Freedom of Information (Scotland) Act 2002, I am refusing to confirm or deny whether the information sought exists or is held by Police Scotland in terms of section 18 of the Act.

Section 18 applies where the following two conditions are met:

- It would be contrary to the public interest to reveal whether the information is held

Whilst we accept that you may have a particular personal interest in being informed as to whether or not the information sought is held, the overwhelming public interest lies in protecting individuals' right to privacy and the expectation of confidence that the public have in Police Scotland as regards their information.

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- If the information was held, it would be exempt from disclosure in terms of one or more of the exemptions set out in sections 28 to 35, 38, 39(1) or 41 of the Act

In this instance, sections 38(1)(b) and 38(1)(2A) of the Act apply insofar as you have requested third party personal data which is exempt from disclosure where it is assessed that disclosure would contravene the data protection principles as defined in the Act.

I would advise you that you can request information held with regards to incidents that you have reported/ were involved in. You can do this via a Subject Access Request. Further details can be found on our website: [Subject Access Requests - Police Scotland](#)

Should you require any further assistance please contact Information Management - Dundee on [foidundee@scotland.police.uk](mailto:foidundee@scotland.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.police.uk](mailto:foi@scotland.police.uk) or by post to Information Management (Disclosure), Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, 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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