| Police Scotland logo | Freedom of Information Response Our reference: FOI 25-1338  Responded to: 20 May 2025 |
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Your recent request for information is replicated below, together with our response.

## Any incidents since 20 May 2018 where the owner of a motor vehicle has been stopped under the provisions of the Road Traffic Act 1988 and subsequently been issued with a penalty for having a vehicle on the public highway in an unroadworthy condition where the vehicle is not required to have a valid MoT certificate on account of its age. Please provide, where available, details of the vehicle, any defects recorded and the penalty issued.

Unfortunately, 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) - Excessive Cost of Compliance.

By way of explanation, we are unable to search fixed penalties on the age of the vehicle. There are a number of Fixed Penalty Notice classifications that relate to what could be described as the roadworthiness of a vehicle, and all cases under each category would have to be reviewed to establish the age of the vehicle involved. This would take a considerable amount of time, and the task would well be in excess of the £600 and 40 hours prescribed by the Scottish Ministers under the Act.

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.