



LETTER SENT BY EMAIL ONLY

14 March 2025

FOI Ref 2024/25-117

Request

Your request for information dated Friday 7 March is copied below.

As part of your response to our previous FOI request, you stated: "However, as part of our duty to assist, the Authority can confirm that the Shetland Islands are considered a part of Scotland for the role and responsibilities discharged by the Scottish Police Authority, and by association Police Scotland who police the Island."

You do not say by whom "the Shetland Islands are considered a part of Scotland", but you do agree that the presumption covers the alleged authority of Police Scotland.

Please provide specific information showing proof that Shetland is part of Scotland. This information is critical to your operations in Shetland and is something that should be at your fingertips. If you are not able to provide this information, it casts doubt upon the legitimacy of your activity in Shetland. If the information does not exist, your activity and that of Police Scotland in Shetland is fraudulent.

You will note that neither the UK or Scottish government is able to show proof that the Crown owns Shetland. You may also be aware that the procurator fiscal in Lerwick declines to prosecute our people for routine alleged offences. Without the backing of the courts, any actions against our people is fraudulent and exposes the officers of Police Scotland to personal liability.

As an aside, you may not be aware that the Lerwick procurator fiscal admits that Shetland is not part of Scotland, that he is involved with others in operating false courts and fraud upon the people of Shetland and that there are two entities in any criminal case, the man or woman and a legal fiction 'person' with the same name, but spelled with capital letters. This was conclusively proved in the Lerwick Sheriff Court in terms of Section 258 of the Criminal Procedure (Scotland) Act 1995.

It is only the legal fiction 'person' over which the court claims jurisdiction. The fraud in every single criminal case is getting the accused man or woman to agree they are the legal fiction 'person' by the clerk's question (in the case of Joe Bloggs) "Are you JOE BLOGGS?". Joe Bloggs can be relied upon to say "Yes", thinking he was being asked his name, but the court takes it as his consent to be or to act as the legal fiction JOE BLOGGS. This seems to be the foundation of 'policing by consent'.

Quite apart from the above fraud, It will be obvious to you that only if Shetland is part of Scotland, can Scottish or UK legislation apply here. Any reliance on such legislation in the absence of proof that Shetland is part of Scotland is a circular argument. We are looking for a treaty, or a document of that stature. Bland assurances or presumptions will not do.

If you have any doubt about the validity of this request, please refer to www.ourfois.com and click the link 'Invalid Requests'.

If you do not hold this information, please expect further requests regarding proof of your authority, your business in Shetland and the validity of any of your past operations in Shetland. Our requests are sequential, dependent on each other and are not to be regarded as asking for the same or similar information in terms of the 2002 Act, nor are they asking for a legal opinion.

Response

The Scottish Police Authority has considered your request under the Freedom of Information (Scotland) Act (FOISA).

We note that this request is identical or substantially similar to previous requests you submitted.

On 9 January 2025 you submitted a request, to which we responded on 14 January 2025 confirming that the Authority does not hold the information requested.¹

On 14 January 2025 you asked for a review of our decision in relation to your request of 9 January, to which we responded on 29 January 2025.²

On 30 January 2025 you submitted a second related request, to which we responded on 5 February 2025 referring you to several publicly available legislative provisions.³

¹ <https://www.spa.police.uk/publication-library/foi-2024-25-097-proof-that-shetland-is-part-of-scotland/>

² <https://www.spa.police.uk/publication-library/foi-2024-25-100r-proof-that-shetland-is-part-of-scotland/>

³ <https://www.spa.police.uk/publication-library/foi-2024-25-104-authority-to-operate-in-shetland/>

On 5 February 2025 you asked for a review of our decision in relation to your request of 30 January, to which we responded on 26 February 2025.⁴

A Scottish public authority is not obliged to comply with a request for information if it is identical or substantially similar to a previous request from the same person, unless a reasonable period has elapsed between the submission of the requests.⁵

Given that your latest request is substantially similar to your previous requests, and no significant changes have occurred in the short time since our previous responses, we are not required to comply with your latest request for information. The purpose of FOI is to provide a right of access to recorded information. Public authorities are not required to create information to answer a request. Therefore, our previous responses and advice remain applicable.

Right to Review

If you are dissatisfied with the outcome of your request you can ask for a review within 40 working days. You must specify the reason for your dissatisfaction and submit your request by email to foi@spa.police.uk or by letter to Scottish Police Authority, 1 Pacific Quay, Glasgow, G51 1DZ.

If you remain dissatisfied after review, you can appeal to the Scottish Information Commissioner within six months. You can apply [online](#), by email to enquiries@foi.scot or by letter to Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife, KY16 9DS.

Should you wish to appeal against the Commissioner's decision, you can appeal to the Court of Session, only if you think the law has not been applied correctly.

This response will be posted to our [Disclosure Log](#) after seven days.

Yours faithfully

Scottish Police Authority

⁴ <https://www.spa.police.uk/publication-library/foi-2024-25-108r-authority-to-operate-in-shetland/>

⁵ This represents a notice in terms of Section 14(2) of the Freedom of Information (Scotland) Act 2002 – Where a Scottish public authority has complied with a request for information, it is not obliged to comply with a subsequent request from the same person which is identical or substantially similar unless there has been a reasonable period of time between the making of the request complied with and the making of the subsequent request.