



LETTER SENT BY E-MAIL ONLY

24 May 2023

2023/24-012

Freedom of Information (Scotland) Act 2002

Request

Please find below our response to your correspondence dated 22 May, in which you made the following request under the Freedom of Information (Scotland) Act 2002.

Dumfries and Galloway have no parking attendants or traffic wardens resulting in the total disregard by drivers who seem to be able to park illegally wherever and when ever they want in contravention of the law and road traffic acts and regulations. This causes major issues for children, parents with prams and disabled people, my daughter, who uses a wheelchair and disability scooter included.

Today, the 22/05/2023 at 14: 50 pm I noted a large van again parked half on double yellow lines and half on the pavement causing a serious blockade for pedestrians, disabled people, prams and wheelchairs in Galloway Street, Dumfries, DG2 7TN for a considerable time. I have previously noted this van on various occasions.

As I was about to take photographs of the offence in order to report the offence when a large police car drew up to the traffic lights at the Glasgow Road, Galloway Street traffic lights and stopped right beside the offending van.

I approached the driver of this police car, a large obvious traffic car, and asked the driver to observe the van illegally parked on double yellow lines and the pavement and suggested they issue a parking ticket. It was

shocking to hear the female police officer driving the car, who was clearly driving a Traffic Car reply; "I know, but we do not carry tickets".

Can I ask under the "Freedom of Information Act" if this is the case? Do Traffic Officers have no responsibility or ability to issue parking tickets for illegal parking in Dumfries and Galloway when pedestrians, parents, children and the disabled are being forced to avoid such illegal parked vans?

If I was stopped by this police car and its occupants for speeding or any other road traffic act violation, would they be unable to issue me a "ticket" for such illegal driving or road traffic violation because they do not carry the necessary 'tickets'.

Response

Your request for information has been considered and the Scottish Police Authority is able to provide the following;

The Scottish Police Authority does not hold the information you have requested. Therefore, this represents a notice in terms of Section 17 of the Freedom of Information (Scotland) Act 2002 - Information not held.

The Scottish Police Authority provides governance and oversight of policing in Scotland. Your email was received by SPA Enquiries, although your email states that it was an FOI request to Police Scotland. The SPA is bound by FOI regulations to respond to all FOI requests and in this case we do not hold this type of operational information.

Detail on how to make an FOI request is available on Police Scotland's website – [Freedom of Information - Police Scotland](#)

Right to Review

If you are dissatisfied with the way in which your request has been dealt with 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@spa.police.uk or by post to Corporate Management Team, Scottish Police Authority, 1 Pacific Quay, Glasgow, G51 1DZ.

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 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 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 Scottish Police Authority Freedom of Information [Disclosure Log](#) in seven days' time.