



## LETTER SENT BY E-MAIL ONLY

18 December 2023

2023/24-059

### Freedom of Information (Scotland) Act 2002

#### Request

Please find below our response to your correspondence dated 21 November, in which you made the following request under the Freedom of Information (Scotland) Act 2002:

I would be grateful if you could please confirm whether the knife that was found in the skip at Home Farm, Midlothian, early July 2003, was ruled out as being connected to the murder of Jodi Jones. Police Scotland replied to my previous FOI to confirm that it was indeed recovered and sent for forensic examination (FOI 23-2781), but did this examination rule out any connection to the murder of Jodi Jones?

The reason for this request is that a lawyer previously involved in Luke Mitchell's case is publicly claiming that this knife was the real murder weapon.

#### 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 requested.<sup>1</sup>

To explain, it is for the Court to consider the status of all evidence.

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<sup>1</sup> This represents a notice in terms of Section 17 of the Freedom of Information (Scotland) Act 2002 - Information not held.

To assist, Forensic Services can confirm that the knife recovered at Holm Farm, Midlothian was examined. The results of the laboratory examination were reported to the Crown Office and Procurator Fiscal Service (COPFS).

Information may be available by contacting [COPFS](#) at [FOI@copfs.gov.uk](mailto:FOI@copfs.gov.uk) and the [Scottish Courts and Tribunals Service](#) at [foi@scotcourts.gov.uk](mailto:foi@scotcourts.gov.uk)

## **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](mailto:foi@spa.police.uk) or by letter to Scottish Police Authority, 1 Pacific Quay, Glasgow, G51 1DZ.

After review, if you remain dissatisfied, you can appeal to the Scottish Information Commissioner within six months. You can apply [online](#), by email to [enquiries@itspublicknowledge.info](mailto:enquiries@itspublicknowledge.info) 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.

An anonymised version of this response will be posted to our [Disclosure Log](#) in seven days' time.