



## LETTER SENT BY E-MAIL ONLY

2 February 2023

2023-012

### Freedom of Information (Scotland) Act 2002

#### Request

Please find below our response to your correspondence dated 31 January, in which you made the following request under the Freedom of Information (Scotland) Act 2002:

Please advise how many times your Police authority has used the following powers

1. Emergency powers, pursuant to s.46 of the Children Act 1989
2. The number of children removed using Section 46
3. The identified Emergency Harm
  - a. Domestic Violence
  - b. Sexual Abuse
  - c. Self Harm
  - d. Induced or Fabricated Illness
  - e. Parental alienation
  - f. Other please identify
4. The ages and gender of the removed children

#### Response

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

The 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 Authority provides governance and oversight of policing in Scotland, it is not an operational policing body. Police Scotland are responsible for enacting any relevant emergency powers identified in legislation.

Information may be available by contacting Police Scotland, as the constabulary responsible for policing across Scotland. Information on how to make a request to Police Scotland is available at –

[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](mailto: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](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 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.