



## LETTER SENT BY E-MAIL ONLY

28 May 2024

2024/25-019

### Freedom of Information (Scotland) Act 2002

#### Request

Please find below our response to your correspondence dated 3 May, in which you made the following request under the Freedom of Information (Scotland) Act 2002.

Can you please confirm whether there are untested semen samples in the productions list for HMA vs Luke Mitchell?

The reason for the request is that money is being publicly raised for the testing of said samples under the premise that they 1. exist and 2. will be released to his defence.

#### Response

The Scottish Police Authority has considered your request and is able to provide the following.

The Scottish Police Authority does not hold the information requested.<sup>1</sup>

Forensic Services do not hold the full productions record.

Information may be available by contacting Police Scotland at [foi@scotland.police.uk](mailto:foi@scotland.police.uk)

To assist, we are not aware of any productions submitted to Forensic Services, in this case, that have not been tested.

---

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

## **Right to Review**

If you are dissatisfied with the outcome, you can ask us to review our response. If you want us to carry out a review, please let us know within 40 working days. You must specify the reason for your dissatisfaction and submit your request to [foi@spa.police.uk](mailto: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@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.

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

Yours faithfully

**SPA Corporate Management**

