



LETTER SENT BY EMAIL ONLY

26 February 2025

FOI Ref 2024/25-108R

Request

On 29 January 2025 you made a request for information to the Scottish Police Authority. In response to your request the Authority advised that the information was exempt in terms of Section 25 of the Freedom of Information (Scotland) Act 2002 where information is already publicly available.

On 5 February 2025 you asked the Authority to review this decision.

Response

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

The decision has been reviewed by an independent reviewer who was not involved in the original decision-making process.

We can confirm that the original decision is upheld for the following reasons:

The Freedom of Information (Scotland) Act 2002 (FOISA) provides a right of access to recorded information. The Authority issued a refusal notice on 5 February 2025 in terms of section 25 of FOISA advising that the information requested is already publicly available.

That response referred to [The Police and Fire Reform \(Scotland\) Act 2012](#) which established the Authority as a corporate body and sets out its functions.

To assist, the response also referred to other statutes relevant to the legislative framework within which the Authority operates (e.g. The Local Government etc (Scotland) Act 1994 and The Scotland Act 1998).

As the legislative provisions referenced in the original response are publicly available, we are satisfied that the Authority correctly issued a refusal notice in terms of section 25 of FOISA.

Right to Review

If you remain dissatisfied, 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

