



LETTER SENT BY E-MAIL ONLY

15 March 2023

2023-021

Freedom of Information (Scotland) Act 2002

Request

Please find below our response to your correspondence dated 7 March, in which you made the following request under the Freedom of Information (Scotland) Act 2002:

Please provide information detailing whether all or some of the recommendations made per Dame Elish Angiolini's Policing - complaints handling, investigations and misconduct issues: independent review have been implemented.

[Chapter Thirty-one - List of all Final Report Recommendations \(1-81\) - Policing - complaints handling, investigations and misconduct issues: independent review - gov.scot \(www.gov.scot\)](#)

Please advise if these recommendations have now formed statutory law and legislation or are they merely non statutory guidelines/regulations?

Response

Your request for information has been considered and the Scottish Police Authority (SPA) is able to provide the following.

The Scottish Government is responsible for reporting progress on the implementation of all recommendations set out in the Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing. This reporting sets out steps made by all partner agencies, those being Police Scotland, Scottish Police Authority, Police

Investigations & Review Commissioner, Crown Office & Procurator Fiscal Service and His Majesty's Inspectorate of Constabulary in Scotland.

By way of assistance, we can advise that in December 2022 the Scottish Government published the latest [Thematic Progress Report](#) which includes an update on the public consultation on legislative proposals in relation to those recommendations which require legislative change.

In relation to those recommendations where an implementation role for the Authority and / or Police Scotland was identified, regular reporting to the Authority's [Complaints and Conduct Committee](#) takes place and is publicly available on the Authority's website. Therefore, this represents a notice in terms of Section 25 of the Freedom of Information (Scotland) Act 2002 - the authority considers that the information is already available, therefore there is no need to provide an alternative right of access to it through FOISA.

A summary of reporting and links are provided below for assistance.

Timeline	Item
November 2019	9. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – SPA Update 10. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – Police Scotland Update
March 2020	8. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – SPA Update 9. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – Police Scotland Summary Update
May 2020	9. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – SPA Update 10. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – Police Scotland Summary Update (Verbal update – view Livestream)
August 2020	9. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – SPA Update

	10. Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing – Police Scotland Summary Update
November 2020	4. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing a) SPA Update b) Police Scotland Update c) Final Report (Verbal update – view Livestream)
March 2021	4. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing a) SPA Update b) Police Scotland Update
May 2021	5. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing a) SPA Update b) Police Scotland Update (verbal – view Livestream)
August 2021	6. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing: 6.1 SPA Update 6.2 Police Scotland Update – <i>verbal</i> – view Livestream
November 2021	6. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing 6.1 SPA Update Report 6.2 Police Scotland Update Report 6.3 HMICS Update Verbal Update - view Livestream
March 2022	6. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing 6.1 SPA Update Report 6.2 Police Scotland Update Report 6.3 HMICS Update Verbal update – view Livestream
May 2022	6. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing 6.1 SPA Update Report 6.2 Police Scotland Update 6.3 HMICS Update Verbal update – view Livestream
August 2022	6. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing: 6.1 Police Scotland Update Verbal – view Livestream 6.2 SPA Update

November 2022	9. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing 9.1 Police Scotland Update 9.2 SPA Update
March 2023	9. Independent Review of Complaints Handling, Investigations and Misconduct Issues in Relation to Policing: 9.1 Police Scotland Update 9.2 SPA Update Verbal – view Livestream

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.