

02 March 2015

Your Ref:

Our Ref: IM-FOI-2015-0263



Sir Stephen House QPM  
Chief Constable

FOI Central Processing Unit  
Clyde Gateway  
2 French Street  
Dalmarnock  
G40 4EH

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**FREEDOM OF INFORMATION (SCOTLAND) ACT 2002**  
**SUBJECT: FORMER SGT KEVIN STOREY**

I refer to your two emails dated 3rd and 4<sup>th</sup> February 2015 regarding the above which has been handled in accordance with the Freedom of Information (Scotland) Act 2002 (FOISA). For ease, I will respond to both of these emails in my response below.

In part of your request you have requested personal information involving yourself. I am afraid that this type of request is exempt under freedom of information legislation because access to personal data is governed by the Data Protection Act 1998.

Consequently I am unable to process your request further at this time and must, in strict terms, refuse it under section 18 of the Freedom of Information Act 2002 and neither confirm nor deny whether the information you asked for is held. The use of this exemption is based upon section 38 (1)(a) which exempts requests where the applicant has asked for their own personal data.

However in order to be of some assistance I will respond to your questions in generic terms.

All Police Officers receive Data Protection training whilst attending at the Scottish Police College. In some areas, officers may receive additional training depending on their role within the force. All such training emphasises the expectation the Service has in regard to its employees' handling of sensitive personal data. Further, all users of Force computer terminals must accept a disclaimer when logging on, accepting that police systems are to be used for policing purposes only. Systems that contain personal information also have a disclaimer notice to remind staff and officers of their responsibilities when processing data. If it is found that an officer or staff member has inappropriately accessed information held by Police Scotland action is taken against them; this can include internal misconduct proceedings and, if necessary, referral to the Procurator Fiscal.

As you are aware, the investigation against Kevin Storey was a highly publicised case and a cursory search of the Internet will return several news stories concerning our investigations and the outcome at Court. For ease, I have attached a link to two recent media articles issued by Police Scotland;

<http://www.scotland.police.uk/whats-happening/news/2014/december/kevin-storey-jailed-for-abuse-on-women>

<http://www.scotland.police.uk/whats-happening/news/2014/november/kevin-storey-convicted-of-various-charges-of-abuse-on-women>

I trust that the information available is of assistance and should you require any further assistance concerning this matter please contact me on 0131 311 3901 quoting the reference number given.

If you are not satisfied with the way in which your request has been dealt with, you are entitled in the first instance and within 40 working days of receiving this letter to request a review of the decision made by the Service. Should you wish to do so, contact details are; Police Scotland, FOI Central Processing Unit, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH. (Or email [foi@scotland.pnn.police.uk](mailto:foi@scotland.pnn.police.uk)).

Once informed of the review decision, if you are still not satisfied, then you are entitled to apply to the Scottish Information Commissioner within six months for a decision. The contact details are: Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife, KY16 9DS, telephone 01334 464610. 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.

Yours sincerely

Paul Wallace  
Information Management Unit