



CROWN OFFICE  
& PROCURATOR  
FISCAL SERVICE

SCOTLAND'S PROSECUTION SERVICE

Response and Information Unit  
Crown Office  
25 Chambers Street  
Edinburgh EH1 1LA

**PRIVATE AND CONFIDENTIAL**

Mr James Keenan

By email: [request-737716-  
xxxxxxx@xxxxxxxxxxxxxxxxxxx](mailto:request-737716-xxxxxxx@xxxxxxxxxxxxxxxxxxx)

Tel: 0300 020 3000  
RNID Typetalk prefix: 18001

DX 540310, Edinburgh 38

Our ref: R-00636-21

13 May 2021

Dear Mr Keenan

I refer to your email dated 27 April 2021 in which you requested a review of our response to you under the Freedom of Information (Scotland) Act 2002 (FOISA) – our reference R-00636-21.

I have been asked to reply and I can confirm that I was not involved in the original consideration of your request.

You have asked for a review of the handling of your request and have expressed the following views in support:

**“given the close cooperation that should exist between the Justice Minister and the Crown Office you find it utterly incredulous that only one piece of information exists. No electronic emails, memo's, anything between the parties involved, nothing from anyone from both sides. This is very strange and concerning that a Justice Minister does not regularly keep in contact with an Office of such importance to him?”**

Having reviewed the decision-making process in relation to the response, I am satisfied that based on the terms of your request, the decision previously communicated to you is accurate and I will uphold the original response.

Under Section 47(1) of FOISA if the COPFS position is unchanged following a review you have the right to appeal to the Scottish Information Commissioner within six months of receiving the review.

Under Section 48(c) of FOISA that right of appeal might be limited as it can be subject to what information is requested. It is for the Scottish Information Commissioner to decide if he will accept your appeal on a case by case basis.

You also have a right of appeal to the Court of Session, on a point of law, on the Commissioner's decision.

You can contact the Commissioner at:



[www.copfs.gov.uk](http://www.copfs.gov.uk)



The Scottish Information Commissioner  
Kinburn Castle  
Doubledykes Road  
St Andrews  
Fife  
KY16 9DS

E-mail: xxxxxxxxx@xxxxxxxxxxxxxxxxxxxxxx.xxxx

Telephone: 01334 464610

Yours sincerely

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FOI Enquiries



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