

Crown Office and Procurator Fiscal Service

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



scott pattinson [request-244659-
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Your ref:

Our ref: R009281

12 January 2015

Dear Mr Pattinson

Thank you for your e-mail dated 16 December in which you asked, under the Freedom of Information (Scotland) Act 2002 (FOISA):

"Can you confirm what members of copfs Aberdeen, athol house were present yesterday at Aberdeen sheriff court"

FOISA entitles requestors to recorded information held by named public authorities. I have to advise you that COPFS does not hold a record of information which accords with the specifics of your question and therefore, in terms of section 17 of FOISA the information is not held.

If however, if there is a particular issue which you want to raise about proceedings in the Sheriff Court in Aberdeen on 15 December involving a member of COPFS staff we would be happy to look into this if you can provide us with more information, such as a particular case or incident you are concerned about. You will also find details of our Complaints and Feedback policy on our website using the attached link:

<http://www.copfs.gov.uk/about-us/comments-complaints>

If you are dissatisfied with the way in which your request has been handled, you do have the right to ask us to review it. Your request should be made within 40 working days of receipt of this letter and we will reply within 20 working days of receipt. If you require a review of our decision to be carried out, please email foi@copfs.gsi.gov.uk or write to the Response & Information Unit, Policy Division, Crown Office 25 Chambers Street Edinburgh EH1 1LA .

The review will be undertaken by staff not involved in the original decision making process.



If our decision is unchanged following a review and you remain dissatisfied with this, please note that although generally under section 47(1) of FOISA there is a right of appeal to the Scottish Information Commissioner, where the information requested is held by the Lord Advocate as head of the systems of criminal prosecution and investigation of deaths in Scotland, under section 48(c) no application can be made as respects a request for review made to the Lord Advocate. The information you have requested appears to fall into that category, although ultimately it would be for the Commissioner to decide whether that was the case should you refer the matter to her.

In circumstances where section 48(c) does not apply and the Commissioner accepts an appeal, should you subsequently wish to appeal against that decision, there is a right of appeal to the Court of Session on a point of law only.

Yours sincerely

Cora McDivitt

MRS C MCDIVITT
Response & Information Unit

