

John Mauger

request-201627-f56f733e@whatdotheyknow.com

Date: 8th April 2014

Reference: 026 - 2014

Dear Mr Mauger

FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

REQUEST DETAILS

Please find below our response to your correspondence received on 11th March 2014, in which you made the following request under the Freedom of Information (Scotland) Act 2002:

Further to my FOI of the 28th December 2013; BUT as a new FOI to be specific on.

1. Did Derek Penman state when he applied for the position of ACC in the PSOS, as was required by the selection process, during a process administered by the SPA, whether or not if he had any outstanding complaints from his time at CSP (central Scotland Police) which had been made against him by any complainer.

Clearly this is a simple yes or no answer.

I will point to previous public statements made by the SPA where they state to and in the press that DCC Richardson did make such a declaration.

It is therefore safe to assume you hold this information and that you are content with its release under the 'public interest test'

RESPONSE

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

We have searched the correspondence transferred to SPA regarding the recruitment of Senior Police Officers for Police Scotland. There is not a specific section within the application form where applicants can document any outstanding complaints, therefore, we undertook a search of all relevant correspondence and found no information relating to outstanding complaints.

continued.....

This therefore represents a notice in terms of section 17 of the Freedom of Information (Scotland) Act 2002 that information relating to the declaration of outstanding complaints by Derek Penman is not held.

I trust you will find this information to be in order, however, if you are not satisfied with the way in which your request has been dealt with, you are entitled, in the first instance, to request an internal review of the decision made by SPA. Should you wish to request such a review, please write to the Interim Head of Information Management within 40 days of receiving this letter.

If, after receiving the internal review response, you remain dissatisfied, you have six months within which you may appeal to the Scottish Information Commissioner;

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

Yours sincerely

Information Management