



Our Ref: IM-FOI-2019-1177, 1178, 1179, 1180, 1221, 1222, 1223, 1224
1225, 1254, 1255, 1256, 1257, 1258, 1268, 1269
1270, 1271, 1272

Date: 21 May 2019

FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

I refer to your recent request for information which has been handled in accordance with the Freedom of Information (Scotland) Act 2002.

For ease of reference, all your requests for the subject are replicated below together with the response.

Under the Freedom of Information Act 2000 and Freedom of Information (Scotland) Act 2002, I request information on how many flytipping incidents in the county of East Dunbartonshire, Moray, Orkney Islands, Shetland Islands, Highlands, Western Isles, Perth & Kinross, Dundee, Angus, Aberdeenshire, Aberdeen City, Fife, Renfrewshire, Inverclyde, Glasgow, Stirling, Argyll & Bute, Clackmannanshire and Scottish Borders between 2010 and 2018.

In response to your requests, I can advise you that the main legislation concerning fly-tipping, and additional associated offences are set out in Part 1 of the Environmental Protection Act 1990 (EPA 1990), as amended, which prohibits the disposal of waste without the necessary permit.

The fixed penalty notice for fly-tipping in virtue of Section 33(1)(a) of the Environmental Protection Act 1990 is currently £200 and failure to pay may result in prosecution. On this basis I have provided related crime statistics for calendar years 2010 to 2018 broken down by each council area of Scotland in the attached table - but notably the majority of these offences will be recorded by local authorities.

Should you require any further assistance please contact Information Management - Dundee on 01382 596657 quoting the reference number given.

If you are dissatisfied with the way in which Police Scotland has dealt with your request, 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@scotland.pnn.police.uk or by post to Information Management (Disclosure), Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH.

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.

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Should you wish to appeal against the Office of 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 Police Scotland Freedom of Information [Disclosure Log](#) in seven days' time.

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