



CROWN OFFICE
& PROCURATOR
FISCAL SERVICE

SCOTLAND'S PROSECUTION SERVICE

Response and Information Unit
Crown Office
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Katy Preen

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By email

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Our ref: R018807

13 July 2018

Dear Ms Preen,

Thank you for your e-mail of 30 June in which you requested the following information under the Freedom of Information (Scotland) Act 2002 (FOISA):

Please can you provide me with the following information for the time period 01/01/2017 to 31/12/2017, for Scotland. If the offence has a different name to those used in England and Wales, please provide details for the equivalent classification.

1. *The number of successful prosecutions for each of these crimes:*

*Wasting Police Time
Perverting the Course of Justice
Perjury*

2. *Details of the original offences that were being prosecuted, for which the defendant is alleged to have committed one of the above offences.*

3. *If you do not hold this information, please can you tell me who does.*

The first part of your request is specifically in relation to the numbers of successful prosecutions.

Statistical information about prosecutions can be extracted more easily from the Scottish Government Justice Department's Court Proceedings Database which is designed to provide statistical information. It contains information about cases prosecuted in all Courts and can provide information either at the level of the specific offence or by certain broader groupings of offences (eg crimes of violence, crimes of dishonesty, offences involving drugs etc). You can contact the Scottish Government Justice Department at email ceu@gov.scot or write to:



General Enquiries Scottish Government
St. Andrew's House
Regent Road
Edinburgh
EH1 3DG

In terms of the second part of your request I am unable to give you this information in terms of s17 of FOISA because the Crown Office and Procurator Fiscal Service does not hold this information.

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 e-mail foi@copfs.gsi.gov.uk.

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 him.

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

H Hart
Response and Information Unit

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