

Our Ref: IM-FOI-2017-0746  
Date: 21 March 2017



## **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, your request is replicated below together with the response.

**Please advise how many prosecutions were taken by Police Scotland in each of the last three years against landlords who failed to comply with a Repairing Standard Enforcement Order put on a property by The Private Rented Housing Panel (now Housing and Property Chamber, First Tier Tribunal for Scotland). In the event a landlord fails to comply with this order, it is a criminal offence.**

**It would be helpful if the number of prosecutions in each area could be shown if this is possible.**

In response to your question regarding prosecutions the information you seek is held by the Crown Office and Procurator Fiscal Service (COPFS). We are therefore unable to answer your request as the information is not held. Section 17 of the Freedom of Information (Scotland) Act 2002 is therefore applied – information not held.

By way of assistance the COPFS can be contacted on the following link:  
<http://www.crownoffice.gov.uk/>

Should you require any further assistance concerning this matter please contact Information Management - Edinburgh on 0131 311 3901 quoting the reference number given.

If you are dissatisfied with the way in which your request has been dealt with, you are entitled in the first instance, and within 40 working days of receiving this response, to request a review of our actions and decisions.

Should you wish to do so, please contact us at the following address, stating what has caused your dissatisfaction and what you require us to review:

Information Management (Disclosure), Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH - [foi@scotland.pnn.police.uk](mailto:foi@scotland.pnn.police.uk)

If you remain dissatisfied following the outcome of that review, you are thereafter entitled to apply to the Scottish Information Commissioner within six months for a decision. You can raise an appeal using the online service at [www.itspublicknowledge.info/Appeal](http://www.itspublicknowledge.info/Appeal) or by writing to Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife, KY16 9DS, or via email at [enquiries@itspublicknowledge.info](mailto:enquiries@itspublicknowledge.info).

Should you wish to appeal against the Scottish Information Commissioner's decision, there is an appeal to the Court of Session on a point of law only.