| Police Scotland logo | Freedom of Information Response Our reference: FOI 24-0879  Responded to: 10 June 2024 |
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Your recent request for information is replicated below, together with our response.

## Can you provide a breakdown for each of the pas three years – 2020,2021, 2022, 2023 – in relation to the number of non crime hate incidents:

## 1. In each of these years how many journalists/people working in the media have had their names recorded in relation to a NCHI?

## 2. In each of these years how many MPs and MSPs have had their names recorded in relation to a NCHI?

## 3. In each of these years how many gender critical women have had their names recorded in relation to a NCHI?

## 4. In how many instances over the past three years have people’s names been recorded in relation to a NCHI without their knowledge?

Unfortunately, in response to the four questions above, I estimate that it would cost well in excess of the current FOI cost threshold of £600 to process your request and I am therefore refusing to provide the information sought in terms of section 12(1) - Excessive Cost of Compliance.

By way of explanation, there is no straightforward method to extract the information you require. To determine if the name of any person was recorded within the Non-Crime Hate Incident (NCHI) regardless of occupation or gender each NCHI would need to be manually assessed to determine if any name was recorded within the body of the report.

By way of assistance, I can advise that details of alleged perpetrators, or the other party are not routinely recorded for non-crime hate incidents. They are only recorded in exceptional circumstances where there is a real risk of significant harm to individuals or groups who are protected by the legislation and/or a real risk that a future criminal offence may be committed against those individuals or groups. Assessment of context and circumstances will determine any police engagement other than the reporter.

## 5. Why is PS fixated on investigating every hate crime reported rather than taking the proportional response that it is proposing to take to the investigation of other crimes?

## 6. Why has PS allowed itself to become so politicised and how does the recording of non crime hate incidents conform to “policing by consent”?

In response to questions 5 and 6, I must respond in terms of Section 8 of the Freedom of Information (Scotland) Act 2002. Section 8 states that a request must seek recorded information. This question requests an opinion and as such is considered invalid.

Tackling hate crime is a priority for Police Scotland. Hate crime negatively impacts on individuals, communities, and wider society. For victims, who are often already very vulnerable, it can have a deeply damaging impact.

If you require any further assistance, please contact us quoting the reference above.

You can request a review of this response within the next 40 working days by [email](mailto:foi@scotland.police.uk) or by letter (Information Management - FOI, Police Scotland, Clyde Gateway, 2 French Street, Dalmarnock, G40 4EH). Requests must include the reason for your dissatisfaction.

If you remain dissatisfied following our review response, you can appeal to the Office of the Scottish Information Commissioner (OSIC) within 6 months - [online](http://www.itspublicknowledge.info/Appeal), by [email](mailto:enquiries@itspublicknowledge.info) or by letter (OSIC, Kinburn Castle, Doubledykes Road, St Andrews, KY16 9DS).

Following an OSIC appeal, you can appeal to the Court of Session on a point of law only.

This response will be added to our [Disclosure Log](http://www.scotland.police.uk/access-to-information/freedom-of-information/disclosure-log) in seven days' time.

Every effort has been taken to ensure our response is as accessible as possible. If you require this response to be provided in an alternative format, please let us know.