| Police Scotland logo | Freedom of Information ResponseOur reference: FOI 24-2991Responded to: xx January 25 |
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Your recent request for information is replicated below, together with our response.

## We would like details on how many people, including teenagers, have been charged with the illegal use of e-bikes and e-scooters in Perth and Kinross over the last two years.

## Can we also have this broken down into where the incident took place – i.e. Perth, Pitlochry etc?

In response to the question above, I regret to inform you that I am unable to provide you with the information you have requested, as it would prove too costly to do so within the context of the fee regulations.

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

By way of explanation, there are no incident or crime classifications specific to e-bikes or scooters and therefore the only way to research this request would be to identify and review hundreds of potentially relevant incidents and crimes.

When dealing with offences relating to powered transporters and off-road vehicles, consideration is given to their intended use as defined by section 185 of the Road Traffic Act 1988, i.e. whether it is a mechanically propelled vehicle intended or adapted for use on roads or is it a mechanically propelled vehicle (MPV).

When an officer intends to use any legislation relating to a motor vehicle they must ensure they provide sufficient evidence to meet the definition at section 185.

Where the vehicle is mechanically propelled and sufficient evidence cannot be provided to meet the definition of a motor vehicle (and it cannot therefore be seized) officers should consider alternative legislation e.g. section 4 of the Road Traffic Act 1988 or section 127 of the Antisocial Behaviour etc. (Scotland) Act 2004.

Police Scotland is committed to dealing with the illegal use of e-bikes and e-scooters and have been carrying out various initiatives in different parts of the country to respond to complaints of increasing volumes on public footpaths and roads, causing anti-social behaviour and committing road traffic offences.

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 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 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.