| Police Scotland logo | Freedom of Information Response Our reference: FOI 24-2771  Responded to: 22 November 2024 |
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Your recent request for information is replicated below, together with our response.

## 1. Where possible, the annual number of reported incidents of dangerous cycling, careless cycling or wanton or furious driving involving a bicycle on pedestrianised areas in the local police district in the past 6 years, with a breakdown for each calendar year. This time period should include (01/01/2018-01/01/2023) and where possible (01/01/2024-28/10/2024).

## 2. Where possible, the annual number of cautions, fines or prosecutions given to cyclists for dangerous cycling, careless cycling or wanton or furious driving involving a bicycle on pedestrianised areas in the local police district in the past 6 years, with a breakdown for each calendar year. This time period should include (01/01/2018-01/01/2023) and where possible (01/01/2024-28/10/2024).

Police Scotland does not hold data regarding cautions and section 17 of the Act therefore applies.

In England and Wales, a caution is a formal police warning whereas in Scotland, a caution is simply informing a person of their rights. It is common law, used when interviewing a suspect, taking a statement from someone who may end up being an accused person, or when charging someone.

Police Scotland does not hold criminal conviction/ prosecution data and section 17 of the Act therefore applies. You may wish to contact the Crown Office and Procurator Fiscal Service (COPFS) and/ or the Scottish Courts Service.

Police Scotland does not hold data regarding wanton or furious driving involving a bicycle

and section 17 of the Act therefore applies.

For crime data more generally, we can provide recorded and detected crime stats for careless/dangerous cycling.

The information sought is held by Police Scotland, but I am refusing to provide it in terms of section 16(1) of the Act on the basis that the section 25(1) and 27(1) exemptions apply:

“Information which the applicant can reasonably obtain other than by requesting it […] is exempt information”

Information in relation to careless/dangerous cycling is publicly available:

## [Crime data - Police Scotland](https://www.scotland.police.uk/about-us/how-we-do-it/crime-data/)

## 3. Where possible, the annual number of cautions, fines or prosecutions given to cyclists for cycling on pedestrianised areas in the local police district in the past 6 years, with a breakdown for each calendar year. This time period should include (01/01/2018-01/01/2023) and where possible (01/01/2024-28/10/2024).

## When I refer to pedestrianised areas I mean areas designated for pedestrians only and areas where access is shared between pedestrians and bikes. This will include footways, footpaths, bridleways, towpaths and any other public right of way.

## If you are able to provide specific details about any of the reports, such as where it took place, I would be very grateful.

As explained above, Police Scotland does not hold data regarding cautions or criminal conviction/prosecution data and section 17 of the Act therefore applies.

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

With the exception of dangerous/ careless cycling all other behaviours would be captured under the more generic road traffic classifications and we cannot search by vehicle type.​

Researching your request would therefore require the individual assessment of all road traffic offences to establish relevance to your request.

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.