| Police Scotland logo | Freedom of Information Response Our reference: FOI 23-0108  Responded to: 27th January 2023 |
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Your recent request for information is replicated below, together with our response.

## In the previous 12 months, how many HGV drivers were caught exceeding the 40mph speed limit on the A90 single carriageway between Ellon and The Balmoor Bridge (just north of Peterhead. (Alternatively, provide statistics of HGV speed penalties in Scotland for the last 12 months.

In response to these questions, 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.

As you may be aware the current cost threshold is £600 and I estimate that it would cost well in excess of this amount to process your request.

As such, and in terms of Section 16(4) of the Freedom of Information (Scotland) Act 2002 where Section 12(1) of the Act (Excessive Cost of Compliance) has been applied, this represents a refusal notice for the information sought.

By way of explanation, the crime recording systems used by Police Scotland have no facility which allows us to search speeding offences by nature of vehicle and/or speed limit breached.

The only offences we can search in that manner are safety camera detected offences, however there are no cameras in the area you refer to in your request.

As such, case by case assessment of all Speeding offences would have to be carried out to establish the requested details which is an exercise that I estimate would far exceed the cost limit set out in the Fees Regulations.

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.