| Police Scotland logo | Freedom of Information ResponseOur reference: FOI 25-0434Responded to: 26 February 2025 |
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Your recent request for information is replicated below, together with our response.

**In 2024, how many Fixed Penalties or Prosecutions were issued by your force for:**

 **Cycling on a footpath or causeway by the side of any road made or set apart for the use or accommodation of foot passengers**

**Crossing a stop line when traffic lights are on red**

**Failing to stop at a stop line on a road junction**

**Cycling without appropriate lights between sunset and sunrise**

**Cycling without reflectors between sunset and sunrise**

**Cycling without legal brakes**

**Cycling while under the influence of alcohol or drugs**

I can confirm that there are no Conditional Offer of Fixed Penalties for:

- Dangerously riding a bicycle or tricycle
- Carelessly or inconsiderately riding a bicycle or tricycle
- Drunk when riding a bicycle

Accordingly, I can advise that Police Scotland does not hold information for the above noted circumstances. In terms of Section 17 of the Act, this letter represents a formal notice that information is not held.

There are Conditional Offer of Fixed Penalty offences linking to pedal cycles:

Sec 36(1) RTA 1988 Not obeying red traffic light (non m/v) – non-endorsable

Sec 36(1) Not obeying white lines (non m/v) – non-endorsable

Sec 36(1) Not obeying stop sign (non m/v) – non-endorsable

Sec 36(1) Not obeying no entry sign (non m/v) – non-endorsable

Reg 25 & 26 ZPPC Regs 1997 Pedestrian crossing offences (non m/v) – non-endorsable

Sec 35 or 163 RTA 1988 Fail to stop when required by PC in uniform – non-endorsable

In relation to extracting any information in relation to the above noted offences, in accordance with Sections 12(1) (Excessive cost of compliance) and 16(4) (Refusal of request) of the Freedom of Information (Scotland) Act 2002 (the Act), this letter represents a Refusal Notice.

By way of explanation, Sec 36 RTA is a piece of legislation that covers multiple other offences. Information to answer your request cannot be electronically extracted and would require all physical records to be examined to establish if it meets your criteria. This task would take in excess of the 40 hours and £600 prescribed by the Scottish Ministers under the Act.

Finally, and in relation to prosecutions, I can advise that Police Scotland does not hold the requested information. In terms of Section 17 of the Act, this letter represents a formal notice that information is not held.

By way of explanation, the role of the police in Scotland, in relation to crimes and offences, is to investigate the circumstances and where sufficient evidence exists to then report the matter to the relevant Procurator Fiscal. It is a matter for the Procurator Fiscal to decide on and to progress any prosecution through the courts. The disposal in relation to cases reported to the Procurator Fiscal is not routinely passed to the police, therefore, the Service do not hold the information requested in relation to prosecutions.

By way of assistance, I have listed below contact details for the Crown Office and Procurator Fiscals Service who may be able to assist you in this matter:

Crown Office, 25 Chambers Street, Edinburgh, EH1 1LA or via <http://www.copfs.gov.uk/>

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](https://www.foi.scot/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.