| Police Scotland logo | Freedom of Information Response Our reference: FOI 24-1965  Responded to: 16th August 2024 |
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Your recent request for information is replicated below, together with our response.

## It concerns a former Northern Constabulary detective inspector.

## I would like to request the following information concerning this individual:

## 1. How many official complaints were made regarding the officer?

## 2. Please provide:

## 2.1. the dates when each complaint was lodged,

## 2.2. the alleged offences in each case,

## 2.3. how each complaint was resolved (for example were they upheld, and what other findings were made?),

## 2.4 and the nature of the complainer (i.e. another officer, an accused person, a witness etc).

## 3. Please provide any "investigation forms", documentation, reports, or memos concerning each complaint referred to above and the investigation of it.

## 4. In each complaint referred to above, please provide the details of the crime the officer was investigating in relation to the complaint (i.e. "the murder of Mr John Smith in town X on date Y").

## 5. In how many instances were misconduct or disciplinary proceedings initiated against the officer?

## 6. Please indicate:

## 6.1. the dates when each were undertaken,

## 6.2. the alleged offences in each case,

## 6.3. the results of the proceedings in each case,

## 6.4. and the nature of the complainer (i.e. another officer, an accused person, a witness etc).

## 7. Please provide any "investigation forms", documentation, reports, memos, and police/witness statements concerning each misconduct or disciplinary proceeding.

## 8. Please provide the details of the crime that the officer was investigating which led each misconduct or disciplinary proceeding being initiated (i.e. "the murder of Mr John Smith in town X on date Y").

I am refusing to confirm or deny whether the personal information sought exists or is held by Police Scotland in terms of section 18 of the Act. Section 18 applies where the following two conditions are met:

* It would be contrary to the public interest to reveal whether the information is held.  
  Whilst we accept that you may have a particular personal interest in being informed as to whether the information sought is held, the overwhelming public interest lies in protecting individuals’ right to privacy and their expectation of confidence as regards their information.
* If the information was held, it would be exempt from disclosure. In this instance, sections 38(1)(b) and 38(1)(2A) of the Act apply insofar as you have requested *third party* personal data, the disclosure of which would contravene the data protection principles set out in the Act.

notwithstanding the above, the usual maximum retention period for complaint and conduct investigations is 12 years, in accordance with our record retention policies - [***Record Retention SOP***](https://www.scotland.police.uk/spa-media/nhobty5i/record-retention-sop.docx)

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.