| Police Scotland logo | Freedom of Information Response Our reference: FOI 24-1909  Responded to: 5 September 2024 |
| --- | --- |

Your recent request for information is replicated below, together with our response.

## Accident locus: The Wisp, Edinburgh Accident date: 26 October 2022

## In terms of the Freedom of Information Act 2000 we would be obliged if you would forward to us all documentation you hold showing:

## All reported incidents in the 2 years prior to the accident at locus involving the placing of boulders or similar objects by persons onto the road.

In researching your request, we carried out searches of the Police Scotland STORM incident recording system for incidents at The Wisp, Edinburgh, for the period 26 October 2020 to 26 October 2022.

We searched for incidents with a final classification description of Road Traffic Collision, Road Traffic Matter or Road Traffic Offence, where the incident description included reference to a ‘boulder’, ‘brick’, ‘stone’ or ‘rock’.

The search identified two incidents in 2022 which are potentially relevant to your request.

One related to bricks from the roadside wall which had been placed along the length of the road and the other related to large rocks and sticks being thrown at cars from the side of the road.

It is not clear what you intend to be covered by the scope of 'all documentation' but we have assumed that this relates to the records associated with each incident - which would include as a minimum, the full incident report.

That information 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 following exemptions apply:

Personal data - where it is assessed that disclosure would contravene the data protection principles as defined in the Act - is exempt from disclosure in terms of section 38(1)(b) of the Act.

The exemption outlined at section 34(1)(b) of the Act also applies on the basis that any information held would be held for the purpose of an investigation, and disclosure would prejudice the law enforcement functions of the force.

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.