| Police Scotland logo | Freedom of Information Response Our reference: FOI 24-1970  Responded to: 30 August 2024 |
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Your recent request for information is replicated below, together with our response.

## Please can I raise a Freedom of Information Request to ask how many fixed penalties have been successfully issued against drivers in Scotland, by year, since Middle Lane Hogging became an offence.

Having considered your request in terms of the Act, 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 meaning section 12(1) of the Act (Excessive Cost of Compliance) would apply.

By way of explanation, there is no specific offence of Middle Lane Hogging and such incidents would come under the more general offence of ‘careless driving’. This means that all Fixed Penalty Notices (FPN’s) relating to careless driving would have to be individually assessed for relevance.

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.