



HEADQUARTERS  
Calton House  
5 Redheughs Rigg  
EDINBURGH  
EH12 9HW

Our Ref **HQ16111**

9 September 2016

Dear [REDACTED],

Thank you for your request dated 15 August 2016 under the Freedom of Information (Scotland) Act 2002 (FOISA). For reference, you asked;

*“How many days was spent in custody and at which SPS prisons or facilities by Crown Office employee [REDACTED], convicted of Breaches of the Official Secrets Act and Data Protection Act in September 2014”*

We do endeavour to provide information whenever possible. However, in this instance an exemption under section 38(1)(b) (personal information) of FOISA applies to the information requested. This exemption applies because the information is personal data of a third party and disclosing it would contravene the data protection principles in Schedule 1 to the Data Protection Act 1998.

I am sorry we are unable to assist with your enquiry. If you are unhappy with this response to your request, you may ask us to carry out an internal review, by writing to The Chief Executive, Calton House, 5 Redheughs Rigg, Edinburgh, EH12 9HW. Your request should explain why you wish a review to be carried out, and should be made within 40 working days of receipt of this letter, and we will reply within 20 working days of receipt. If you are not satisfied with the result of the review, you then have the right to make a formal complaint to the Scottish Information Commissioner.

Yours sincerely

Corporate Communications Manager

Scottish Prison Service