

ITEM 6.1A: CORRESPONDENCE, COMPLAINTS, AND FOISA REPORT

Purpose

1. To:

- provide members with a report on the Council’s performance in terms of its statutory obligations under the [Freedom of Information \(Scotland\) Act 2002](#) (FOISA) and the [Scottish Public Services Ombudsman \(SPSO\) Act 2002](#) (SPSO); and
- provide an overview of the items of correspondence which have been responded to by the secretariat on behalf of the Council, in terms of [standing orders](#) 9.16(b)-(c).

Discussion

2. The table below provides an overview of the number of items under each category, the subject matter and whether those items were responded to within the timescales set out by FOISA, SPSO and the Standing Orders for the period **28 May 2022 – 7 September 2022**.

Category	Items	Subject	Response within timescale?
Correspondence	28	<ul style="list-style-type: none"> • General sentencing enquiry (5) • Guideline enquiry (3) • Misdirected enquiry – for another organisation or body (5) • Misdirected enquiry – other (1) • Misdirected enquiry – concerning specific case or sentence (10) • MSP engagement (0) • Public engagement (1) • Research / work programme enquiry (3) • Stakeholder engagement (0) 	All items were responded to within the timescale.
Complaints	0		
FOISA requests	1	Request for the Scottish Sentencing Council’s correspondence with the Scottish	As at the date of writing, response still being prepared

		Ministers regarding the consultation on the draft guideline on statutory offences of causing death by driving.	according to the timescale.
DPA requests	0		

Recommendation

- Members are invited to note the content of this report and provide any comments.**

Scottish Sentencing Council Secretariat

September 2022