



Scottish Courts and Tribunals Service HQ  
Saughton House  
Broomhouse Drive  
Edinburgh  
EH11 3XD  
DX 545309 Edinburgh 39

Our Ref: FOI 2026-065

Date: 12 March 2026

Dear

**Freedom of Information (Scotland) Act 2002 (FOISA)**

Thank you for your request, received by the Scottish Courts and Tribunals Service (SCTS) on 23 February 2026 in which you have sought the following information regarding the recording of Section 275 Applications.

Please see responses to each point of your request, in turn, detailed below:

- **Whether section 275 applications are recorded in a structured dataset or case management field capable of statistical extraction;**
- **Whether renewed section 275 applications or appeals citing UKSC 38 are capable of being identified within existing systems;**

SCTS uses a live operational case management system for the processing of court business which is designed for the sole purpose of processing court business. The information held on the system is structured for these needs rather than for statistical reporting or research purposes. The information it can capture is drawn from essential case information which is largely manually input.

The information which the system can capture, in which a written application made under section 275 has been recorded within our criminal case management system, is the number of cases rather than number of applications.

Whilst the criminal case management system does have functionality to record a section 275 (application) – only one such event can be recorded per case.

Therefore, whilst it is possible to identify/extract the number of cases in which a 275 application has been recorded as an event - the system does not have functionality to identify all 275 applications recorded, as there may be multiple 275 applications lodged.

**• Whether SCTS anticipates publishing any statistical material concerning the practical impact of UKSC 38.**

Firstly, it might be helpful for me to explain that the Freedom of Information (Scotland) Act 2002 (FOISA) confers a right to obtain recorded information which is held by a public authority at the time a request for information is received. This right applies to pre-existing information held and does not confer a right to receive advice or analysis from a public authority.

FOISA provides the right to request existing information. It does not provide the right to ask questions, seek an opinion, seek analysis, or oblige a public authority to create information.

Whilst this point of your request is not considered a request under FOISA, having made enquiries with SCTS Management Information Analysis Team (MIAT) who are the team within SCTS responsible for production of statistical material extracted from SCTS case management systems – I can advise at this time there are no plans to produce or publish such material.

Should you feel dissatisfied with this response or the manner in which your request has been handled, FOISA provides for a review process to be conducted. Should you wish to take advantage of this process you may apply in writing for a review. Your request should provide details of why you wish a review to be carried out and should be made within 40 working days of receipt of this letter to:-

The Freedom of Information Officer  
Scottish Courts and Tribunals Service  
Saughton House  
Broomhouse Drive  
Edinburgh  
EH11 3X  
[foi@scotcourts.gov.uk](mailto:foi@scotcourts.gov.uk)

Following that review should you still feel dissatisfied, you have the right to lodge an appeal with the Scottish Information Commissioner either online:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>

or at the following address:-

Office of the Scottish Information Commissioner  
Kinburn Castle  
Doubledykes Road  
St. Andrews  
FIFE

Yours sincerely,

**Erin Clark**

Information & Correspondence Officer