

PE1900/V: Access to prescribed medication for detainees in police custody

Petitioner submission, 6 April 2024

I hope you realise that I do appreciate your support of the petition to stop the abuse of detainees in Scotland. Yes, I'm passionate about this cause, my daring wife Rachel hours before her death asked me to stop the vile treatment of our son Robert and other detainees, I give my word and my word is my bond.

As you have gathered, I am not politically correct and as such I am happy to state that some organisations and individuals have committed criminal offences against both the Human Rights Acts and Scottish Law. Yet the organisations involved feel that they are immune from prosecution. Why? Because they have convinced themselves that laws are subordinate to their policies.

Committee, I believe I have the moral and legal high ground and I won't back down. It is disgraceful that Ministers have reneged on their Human Rights Act responsibilities by not ordering NHS Grampian and Police Scotland to comply.

They suggest I should write to the Chief Constable and SPS, and complain to NHS Grampian. I have on numerous occasions. The silence is deafening. There is a complete lack of courage by the Scottish Government to implement their own policies, Scottish Law and the Human Rights Act.

I believe that by a simple addition to the Human Rights Act in Scotland, the Scottish Government can remove any confusion in, how a detainee is treated.

The Scottish Government needs to incorporate the Mandela Rules into a Scottish Human Rights Act. It appears to be accepted for prisoners but not for detainees in police custody in Scotland. Standard 2 of the SPS inspections standards are partly based on the Mandela Rules. So, why not custody suites?

NHS Grampian has achieved in 14 months little or nothing. They still have no controlled drugs licences, and their excuse about design and modifications to medical examinations rooms are pathetic.

NHS Grampian had not followed the [guidance on police custody medical services facility design and cleaning](#) for 10 years. Was this another unwritten policy? We have to ask a very unpalatable question, why have Police Scotland and NHS Scotland been allowed to violate EUHR articles, especially article 3 for ten years?

Detainees have the right to informed consent, have enough information about their condition, treatment options, the benefits and risks relevant to them, and alternative options for them to make an informed decision to consent. This includes the opportunity to ask questions and discuss concerns.