



Freedom of Information Response

Our reference: FOI 25-2053

Responded to: 01 August 2025

Your recent request for information is replicated below, together with our response.

I am writing to request information under the Freedom of Information (Scotland) Act 2002 regarding a fatal incident that occurred on Cowgate, Edinburgh, on 2 November 2024, involving a 74-year-old pedestrian, later identified in press coverage as Michael Leneghan, who was fatally injured in a collision with a single-decker bus.

Specifically, I request the following:

- **Final investigation findings relating to the incident, including whether the case has been formally closed by Police Scotland.**

I can confirm Police Scotland have completed all enquiries and have passed all findings to COPFS for their consideration and final determination.

In relation to final investigation findings, the information sought is held by Police Scotland, but I am refusing to provide it in terms of section 16(1) of the Act on the basis that the following exemption applies:

Section 34(2)(b) – Investigations

Information is exempt if it is held for the purpose of an investigation carried out for the purpose of making a report to the Procurator Fiscal as respects the cause of death of a person.

Whilst I accept that this investigation is of significant interest to the public, investigative materials will only ever be released where there are overwhelming public interest considerations for doing so.

This remains an ongoing enquiry and so on balance, I must conclude that the public interest lies in maintaining the exemption and refusing to provide the information sought.

- **Any safety reviews or procedural changes initiated as a result of this incident (e.g. road signage, visibility, traffic routing, or pedestrian protections in Cowgate).**

The City of Edinburgh Council (CEC) road safety team held a site visit at the location on 11th November. Police Scotland Road Policing department were represented.

The circumstances were discussed and Police confirmed that, from initial enquiries, the road and footpath layout were unlikely to have been contributing factors to the incident.

Discussions also took place in relation to the consideration of a Temporary Traffic Regulation Notice (TTRN) that further restricted vehicle access to the Cowgate during the hours of 2000 to 2200, in order to support pedestrian safety.

CEC shared a report which was prepared for a meeting of the Transport and Environment Committee on 18th November. It also considered longer term improvement plans.

The TTRN was implemented by CEC for 21 days to cover the Christmas period.

- **Any correspondence with the City of Edinburgh Council, public transport operators, or Scottish Government regarding the incident.**

The bus involved was a private coach.

There was no correspondence with public transport operators, the Scottish Government or CEC in relation to the incident, therefore section 17 of the Act applies.

I can however confirm that Police Scotland corresponded with CEC regarding potential safety measures which could be put in place in the Cowgate following the incident, and this is outlined within the following report.

[Agenda Supplement for Transport and Environment Committee - 18/11/2024](#)

- **Any communication with the Crown Office and Procurator Fiscal Service relating to a potential Fatal Accident Inquiry or legal review.**

The information sought is not held by Police Scotland and section 17 of the Act therefore applies.

By way of explanation, there has been no communication with the Crown Office and Procurator Fiscal Service with regard to a potential Fatal Accident Inquiry or legal review.

- **Confirmation of whether any arrests, charges, or disciplinary proceedings were made in connection to the incident.**

There have been no arrests or charges made directly in relation to the collision itself.

Police Scotland do not hold any information about third party disciplinary proceedings and section 17 of the Act therefore applies.

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](#) 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](#), by [email](#) 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](#) 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.