

EIR Ref: 2018/023

1<sup>st</sup> October 2018

#### REQUEST UNDER ENVIRONMENTAL INFORMATION (SCOTLAND) REGULATIONS 2004

I refer to your request for information, received by email on 03<sup>rd</sup> August 2018. The information you have requested is environmental information, as defined in Regulation 2 of the Environmental Information (Scotland) Regulations 2004 (EIRs). The Park Authority has an obligation to deal with your request under the EIRs and an option to also deal with your request under the Freedom of Information (Scotland) Act 2002 (FOISA), unless the public interest lies in dealing with your request solely under the EIRs. We consider that the public interest in dealing with your request solely under the EIRs outweighs the public interest in also dealing with your request under FOISA, on the basis that the public interest is not served by duplicating consideration of your request under both regimes. We have therefore applied the exemption in section 39(2) of FOISA and dealt with your request under the EIRs alone.

As advised in our initial response letter of 3rd September, it was necessary to extend the deadline for completing the second part of your request. Your specific request and the response from the National Park Authority are provided below:

"I would request all information, including correspondence, which the LLTNPA holds about the health and safety of the public and the dredgingn of Drumkinnon BEFORE the tragic incident where Rabin Rehan was drowned (I obviously have the information contained in the Construction Method Statement). What I am interested in knowing is what dialogue, if any, took place on signage etc before the accident took place."

All correspondence held by the Park Authority in relation to water signage at Drumkinnon Bay prior to 4th July 2018 is attached.

Some information has been redacted, namely the names and contact details of external third parties, the names and contact details of Park Authority staff below manager grade and some information from the content of emails that is unrelated to the request. This information has been withheld from release in accordance with Regulation 11(2) of the EIRs and the second and third Data Protection Principles.

The release of this information redacted would contravene the second and third Data Protection Principles as it was processed for one specific purpose and has been processed in accordance

LOCH LOMOND & THE TROSSACHS NATIONAL PARK AUTHORITY

National Park Headquarters, Carrochan, Carrochan Road, Balloch, G83 8EG Long: 4°34'24"W Lat: 56°00'12"N t: 01389 722600 f: 01389 722633 e: info@lochlomond-trossachs.org w: lochlomond-trossachs.org Printed on paper sourced from certified sustainable forests

with the rights of the individuals who have provided their contact details. Therefore the disclosure of this information, which is not the personal data of the requester, would contravene the Data Protection Act 2018. This means that there is no requirement to consider the public interest in the disclosure of this information.

Yours sincerely

Governance & Legal Team

Loch Lomond & The Trossachs National Park Authority

#### Review Procedure

If you are dissatisfied with this decision, or the way in which the Authority has dealt with your request, you are entitled to require the Authority to review its decision. Please note that in order for a review to take place you are required to:

- Send your request for review in writing, setting out in full the reasons why you are requesting a review.
- Submit your review request within 40 working days of either the date on which you
  received a response from the Authority or the date by which you should have received a
  response under the terms of the Freedom of Information (Scotland) Act 2002, whichever is
  the later.
- address your review request to:

Governance & Legal Team
Loch Lomond & The Trossachs National Park Authority
National Park Headquarters
Carrochan
Carrochan Road
Balloch
G83 8EG

E-mail: info@lochlomond-trossachs.org

The review will be handled by staff who were not involved in the original decision. You will receive notice of the result of your review within 20 working days.

If you are not satisfied with the response to your request for review, you can contact the Scottish Information Commissioner, the independent body which oversees the Freedom of Information (Scotland) Act 2002, at:

#### Scottish Information Commissioner

LOCH LOMOND & THE TROSSACHS NATIONAL PARK AUTHORITY

National Park Headquarters, Carrochan, Carrochan Road, Balloch, G83 8EG Long: 4°34'24"W Lat: 56°00'12"N t: 01389 722600 f: 01389 722633 e: info@lochlomond-trossachs.org w: lochlomond-trossachs.org

Printed on paper sourced from certified sustainable forests

Kinburn Castle Doubledykes Road St Andrews Fife KY16 9DS

Tel: 01334 464610

Website: www.itspublicknowledge.info E-mail: enquiries@itspublicknowledge.info

Online appeal portal: www.itspublicknowledge.info/Appeal

From:

Sent: 25 May 2018 13:44

To: @lochlomondshores.com

Cc: Kenny Auld; Carol Matthews; (Second Second Seco

Subject: Additional signage

Importance: High

We have received a complaint about the raised areas that have been left behind following the dredging work in Drumkinnon Bay. It appears the contractor has not fully removed the temporary slipway that was put in place to allow the dredged material. You'll be aware this is directly in front of the beach area where the children's sand pit and picnic tables are (adjacent to the trailer car park).

Our planning team have raised this with the contractor and have asked for these raised areas to be rectified. In the meantime however, we have had reports of people choosing to walk along these raised areas into the bay. This is potentially hazardous as there is now an area of much deeper water there. These raised areas will be steep sided and it is possible someone could slip into the water not realising they are effectively walking on a steep sided ridge.

You currently have signage in place nearby which states "DANGER do not paddle or swim in this area. Deep water, uneven ground". However it seems this signage is either being ignored or is not being seen by the public.

Until the contractors remove this new hazard, we would suggest some additional signage is put in place around this area to warn people not to attempt to walk on these raised areas in the water. Our Access & recreation Manager Kenny Auld (cc'd) can help with any advice or wording for this sign.

I've copied in for information too.

Please let me know if you need anything further from me.

Tourism Adviser

Loch Lomond & The Trossachs National Park

Mobile:

Direct:

www.lochlomond-trossachs.org

www.twitter.com/lomondtrossachs

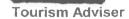
www.facebook.com/lomondtrossachs

Save paper and power - do you need to print this email or any attachments? If so please print double sided. Loch Lomond & The Trossachs National Park Authority National Park Headquarters Carrochan Carrochan Road Balloch G83 8EG Tel 01389 722600 Fax 01389 722633 www.lochlomond-trossachs.org

The information contained within this e-mail and in

From: Sent: To: Cc: Subject:	@scotent.co.uk> 25 May 2018 15:12	
Thanks for your time on the phon	e a few moments ago.	
is now looking in to procu you are putting in place now.	ring two new warning signs for the area which will supersede the temporary one	
I have also asked to put a	life ring near to the hazard for use in case of an emergency.	
Kenny, are you able to provide	with suitable wording for these signs?	
Let me know if you have any quer	ies.	
Best Regards,		
Project Manager - Business Infrastruc	ture	
Scottish Enterprise   www.scottish-	enterprise.com	
Scottish Development International	www.sdi.co.uk	
Direct dial		
Follow Scottish Enterprise on Link	cedIn	
Follow Scottish Development Inte	rnational on LinkedIn	
From: [mailto: Sent: 25 May 2018 14:33 To: @lochlomondshores.c Cc: Kenny Auld <kenny.auld@loch trossachs.org="">; @scotent.co.uk&gt;; Subject: RE: Additional signage</kenny.auld@loch>	@lochlomond-trossachs.org]  om' @lochlomondshores.com>  lomond-trossachs.org>; Carol Matthews < Carol. Matthews@lochlomond- @lochlomond-trossachs.org>;  @lochlomond-trossachs.org>	

Realising it's Friday and you may well not pick this up right away, we will put some advisory signage up in the area today and if you want to update, add to or replace this please go ahead. Hope this is ok with you?



Loch Lomond & The Trossachs National Park



From: accessteam

**Sent:** 25 May 2018 16:54

To: @scotent.co.uk'

Subject: Signage

Attachments: Sudden water drops.pdf

Attached is the sign we created (worded by Kenny) for the warning signs today. and I were out putting them up when you sent the email and he has now left for the weekend and won't have seen your email.

We have put up 3 for now which you will see on the approach to the shore from the car park by the slipway; on the fence partway round and at the far side on the approach from the bay.

Kind regards

Senior Support -Recreation, Access and Health

Loch Lomond & The Trossachs National Park

Landline.

www.lochlomond-trossachs.org www.twitter.com/lomondtrossachs

www.facebook.com/lomondtrossachs





# TAKE CARE IF PADDLING

Unexpected sudden drops below water

Extreme care required!

Thank You

**Contact Details** 

**Duncan Mills Memorial Slipway** 

01389 722030

Know The Code Before You Go www.outdooraccess-scotland.com

From: Jeagne Ford [	nailto:Joanne.Ford@	lochlomond-trossachs.org)
Sent. 07 June 2018 1		
To: (4	Glasgow2018)	/@glasgow.gov.uk>
Cc:	@lochlo	omond-trossachs.org>
Subject: For awarene	ess - dredging issue	

Apologies I wasn't able to make yesterday's meeting, please let me know if there is anything I need to know that was discussed yesterday.

I gave you a call this afternoon but know you're so not in a position to talk just now.

There is a potential issue at the venue site at Drumkinnon Bay as a result of the dredging work done ahead of the competition. It's been raised with and and we haven't had any enquiries so there's no immediate action required today but I think it's important that you are aware of this too. It's probably better to talk through on the phone. If you get a chance either today or tomorrow please could you give call on so she can give you the details. (I am on annual leave tomorrow).

Thanks Inanne	**	on posters down at our slipway building, staff are well briefed if asked and so far we've had no issues. Thanks again for your help with that.
Inanne	Thank	is a second of the second of t
odinio	Joann	e

Joanne Ford Communications Manager

Mobile:

Loch Lomond & The Trossachs National Park Direct:

From: [mailto: @lochlomondshores.com]

Sent: 11 June 2018 11:15

To: @scotent.co.uk>; '@lochlomond-trossachs.org>

Subject: FW: SIGNAGE

Hi guys

What do you think about the deep water signage – Im not sure if that's enough do you think we need a strictly - or danger in bold ?

Kind regards

From: @servicegraphics.co.uk]

Sent: 11 June 2018 10:11

To: Cc:

Subject: SIGNAGE

Please see attached proofs for your approval

Regards

**Business Development Director** 

SG

Service Graphics Ltd | City Link Central | 145 Helen Street | Glasgow G51 3HD

@scotent.co.uk> From: Sent: 12 June 2018 09:49 To: accessteam; Kenny Auld Cc: **RE: SIGNAGE** Subject: Thanks for the email. are you able to have new signs match this wording? Thanks, From: accessteam [mailto:accessteam@lochlomond-trossachs.org] Sent: 12 June 2018 09:44 To: Kenny Auld Subject: RE: SIGNAGE Unfortunately the team are snowed under with meetings today, but the attached sign is the wording that was agreed previously. We put up laminated A3 versions of this on the 25<sup>th</sup> and thought that the permanent signage you were planning would replicate this. Kind regards From: @scotent.co.uk] Sent: 12 June 2018 09:35 To: Kenny Auld ; accessteam Subject: RE: SIGNAGE Hi Kenny, Thanks for your input here, much appreciated. can you Kenny a call to agree on suitable messaging for these signs? Thanks,

From: Kenny Auld [mailto:kenny.auld@lochlomond-trossachs.org]

Sent: 11 June 2018 17:38

To:@scotent.co.uk> Cc:@lochlomondshores.com>;@lochlomond-trossachs.org>; accessteam <accessteam@lochlomond-trossachs.org> Subject: RE: SIGNAGE</accessteam@lochlomond-trossachs.org>
Sorry but we can't have "no swimming, no bathing" signs.
Access rights apply and we are all actively promoting safe open water swimming. We can work up text that talks about safety considerations such as hidden drops underwater.
I'm in tomorrow if you want to discuss.
Thanks
Kenny
Kenny Auld Recreation, Access & Health Manager Loch Lomond & The Trossachs National Park Direct: www.lochlomond-trossachs.org www.twitter.com/lomondtrossachs www.facebook.com/lomondtrossachs
From: [mailto: @scotent.co.uk]  Sent: 11 June 2018 15:42  To: Kenny Auld  Cc: Subject: FW: SIGNAGE
Hi Kenny,
Inabsence, are you able to provide with appropriate wording for these warning signs or confirm that you are content from NPA perspective?
Let me know if you have any queries.
Thanks,
Project Manager - Business Infrastructure
Scottish Enterprise   www.scottish-enterprise.com

Scottish Development International | www.sdi.co.uk

Direct dial

Follow Scottish Enterprise on LinkedIn

Follow Scottish Development International on LinkedIn

#### Anna MacLean

From:

14 June 2018 10:43

Sent: To:

(Glasgow2018) (Glasgow.gov.uk)

Cc:

Joanne Ford

Subject:

RE: For awareness - dredging issue

Attachments:

Dumbarton & VOL, Water dangers, 12 06 2018.pdf

Following on from Joanne's email, attached is an article which appeared in our local paper this week about the potential issue at Drumkinnon Bay as a result of the dredging work ahead of the competition.

I believe there may be some work being done next week to solve the issue but wanted to let you know there has been some media coverage already in case the work generates any enquiries.

If you would like to chat about this further then please feel free to give me a call.

Many thanks,

#### Anna MacLean

From:

14 June 2018 10:56

Sent: To:

(Glasgow 2018)'

Cc:

Joanne Ford

Subject:

For awareness - dredging issue at venue site

Attachments:

Dumbarton & VOL, Water dangers, 12 06 2018.pdf

I hope you are well. Not sure if you are the right person to get in touch with about this but we contacted and I've got her out of office today.

There is a potential issue at the venue site at Drumkinnon Bay as a result of the dredging work done ahead of the competition. It's been raised with and and we haven't been approached for comment however there has been some media coverage about the issue in the local paper this week (see attached).

I believe there may be some work being done next week to solve the issue but wanted to let you know in absence that there has been some media coverage already in case the work generates any enquiries.

If you would like to chat about this further then please feel free to give me a call.

Many thanks,

Communications Adviser
Loch Lomond & The Trossachs National Park
Direct:
www.lochlomond-trossachs.org
www.twitter.com/lomondtrossachs
www.facebook.com/lomondtrossachs



**CLIENT: Loch Lomond and the Trossachs** 

**National Park** 

**DATE: 12 June 2018** 

**PUBLICATION: Dumbarton and Vale of Leven** 

Reporter

**CIRCULATION: 1,764** 

## Reporter

### Sign warns of water dangers to children

BALLOCH and Haldane Community Council announced that as a result of their concerns about a slipway at Loch Lomond Shores becoming a "danger for children" they have managed to have a sign erected.

Jim Biddulph, secretary of the community council, said at a meeting last Wednesday: "About the bay area at Loch Lomond Shores there are two sand banks and a deep hole off the picnic area. "This was always the same depth area before dredging took place recently."

The dredging was being carried out as required work before the European Open Swimming Championships in August.

Mr Biddulph added: "This could now be a danger to young children who might not realise the danger of slipping off the sandbanks and wandering into sudden deep water

"We addressed this matter and a sign has been put up warning parents and the public of the danger of this area."

The community council were also told of the "mess" being left by the general public in the picnic area and needs to be addressed by the company who have been working there. The local members called for the area to be restored to its original state

r.	A area Maril and	
From:	Anna MacLean 14 June 2018 16:11	
Sent:	Carol Matthews	
To:	Joanne-Ford;	
Cc: Subject:	Re: Drumkinnon Bay	
Subject.	Re. Digitikitilion bay	
Hi (Carol		
Has additional signage now b	een installed (either by ourselves or Loch Lomond Shores)?	
Thanks Anna		
Sent from my iPad		
On 7 Jun 2018, at 16:24,	@lochlomond-trossachs.org> wrote:	
FYI — is happy to sign in for the meant	put a sign in. If can't manage something for the weekend he can put a ime.	
From:	@lochlomondshores.com]	
Sent: 07 June 2018 1		
To:		
Subject: RE: Drumkin	non Bay	
	'	
I just chased him toda	ay as I was over there on my walk around - still waiting on him coming back to	
-	me three days max – it's the same chap used for all our signage.	
	back I will let you know – I have also left him a VM	
Kind regards	,	
0		
From: [n	nailto@@lochlomond-trossachs.org]	
Sent: 07 June 2018 15		
To:	1T/	
Subject: RE: Drumkin	non Ray	
-	u know when the new signs will go in?	
Thanks do yo	d know when the new signs will go in:	
From:	@lochlomondshores.com]	
<b>Sent:</b> 07 June 2018 15	:45	
To:		
Subject: RE: Drumkin	ion Bay	
	ordered and I am awaiting them to be positioned – they will be driven into the	
•	ea I have ordered two - I have also ordered a further life ring	
Kind regards		
From:	@lochlomond-trossachs.org]	
Sent: 07 June 2018 15		
To:	@scotent.co.uk); @lochlomondshores.com	
Subject: Drumkinnon	Вау	

Importance: High

Hi folks.

Glasgow don't seem to have progresses the issue around the raised strips of land in the bay. We've picked up on some social media chatter about this and I think it's best that we increase the signage in the area. I'm happy to arrange for a post with a sign to be put in place on the actual beach so that it's as visible as possible. Would be a post driven into the sand with a sign attached. Can you confirm if you're happy to permit us to do this? It can be removed as soon as the issue has been sorted. I'm hoping this will be resolved ASAP — we've raised it as a serious concern with Glasgow both from a planning and venue management issue.



Loch Lomond & The Trossachs National Park

Mobile: Direct:

www.lochlomond-trossachs.org www.twitter.com/lomondtrossachs www.facebook.com/lomondtrossachs

Save paper and power - do you need to print this email or any attachments? If so please print double sided. Loch Lomond & The Trossachs National Park Authority National Park Headquarters Carrochan Carrochan Road Balloch G83 8EG Tel 01389 722600 Fax 01389 722633 <a href="https://www.lochlomond-trossachs.org">www.lochlomond-trossachs.org</a> The information

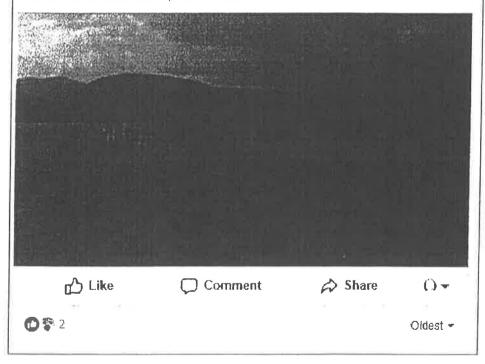
contained within this e-mail and in any attachments is confidential and may be privileged. If you are not the intended recipient, please destroy this message, delete any copies held on your systems and notify the sender immediately. If you have received this email in error, you should not retain, copy or use it for any purpose, nor disclose all or any part of its content to any other person. All messages passing through this gateway are checked for viruses but we strongly recommend that you check for viruses using your own virus scanner as Loch Lomond & The Trossachs National Park will not take responsibility for any damage caused as a result of virus infection.

Save paper and power - do you need to print this email or any attachments? If so please print double sided. Loch Lomond & The Trossachs National Park Authority National Park Headquarters Carrochan Carrochan Road Balloch G83 8EG Tel 01389 722600 Fax 01389 722633 <a href="https://www.lochlomond-trossachs.org">www.lochlomond-trossachs.org</a> The information

contained within this e-mail and in any attachments is confidential and may be privileged. If you are not the intended recipient, please destroy this message, delete any copies held on your systems and notify the sender immediately. If you have received this email in error, you should not retain, copy or use it for any purpose, nor disclose all or any part of its content to any other person. All messages passing through this gateway are checked for viruses but we strongly recommend that you check for viruses using your own virus scanner as Loch Lomond & The Trossachs National Park will not take responsibility for any damage caused as a result of virus infection.



This is just part of the mess left by Glasgow City Councils recent dredging of Loch Lomond, now I believe SEPA steeped in to halt them. due to the mess they were making and receiving reports that this was spawning areas for our fish ,beating in m find we have a very rare fish in our Loch the Powen, I believe it was for the European Swimming Event although do not quite me on this, I attended Balloch And Haldane Community Council meeting yesterday and we were informed there has now been a warning sign out in place as, as you know lots of families enjoy this area on a summers day, kids in paddling swimming etc now it has become a Danger. It just seems to me that between this and the needless butchering of trees less and less care is being taken as to the welfare of our Loch, I'm trying to find out some information as I was informed by someone that in the European Swimming guidlines the swimmers cannot swim in temperatures of less than 16 degrees, it would be interesting to find out exactly and I'm on the case. I just find all this destruction totally unnecessary and very disappointing, especially at a time when we have the threat of developers coming in here with more destruction and upheaval ahead



#### Anna MacLean **Head of Communications**

Loch Lomond & The Trossachs National Park

Direct: (

Mobile:

www.lochlomond-trossachs.org www.twitter.com/lomondtrossachs www.facebook.com/lomondtrossachs From:

Sent: 07 June 2018 13:13
To: Anna MacLean; Joanne Ford

Cc: \$

Subject: RE: Drumkinnon beach concerns

Hi Anna,

Yes there are a fair few inaccuracies in that post. Work wasn't halted by SEPA for any reason, an environmental impact assessment was carried out including checking for spawning grounds (nothing was impacted), and it is completely unrelated to the unauthorised felling. Once the temporary slipway was removed, the water level dropped and exposed these strips of land which weren't previously there.

has been liaising with Glasgow 2018 as this new feature is not part of their consent. It is likely they will need further permissions from SEPA to go back in and rectify it. I've raised this separately with the project manager and warned them that it is likely that if it's not rectified ASAP there will be negative press and comment about it. I have put three warning signs in place.

may have a further update as to where we're at with the contractor coming back to fix this.

From: Anna MacLean Sent: 07 June 2018 10:51

To: Joanne Ford;

Cc:

Subject: Drumkinnon beach concerns

Hi Joanne

Did you manage to raise this with 2018 Comms?

I'm concerned about the mixed/incorrect messages out there and more seriously, about something happening to someone who doesn't realise how deep the water is between these areas.

Can I get an update please? I know you've raised this as a concern too.

Thanks Anna

From: Anna MacLean Sent: 07 June 2018 13:50 To: Joanne Ford Cc: Bob Cook Subject: RE: Drumkinnon beach concerns Thanks From: Sent: 07 June 2018 13:43 To: Anna MacLean; Joanne Ford Cc: Bob Cook Subject: RE: Drumkinnon beach concerns I spoke with at Glasgow 2018 on Monday and chased a response on this issue, I've not heard anything since. I will chase this up again. From: Anna MacLean Sent: 07 June 2018 13:19 To: Joanne Ford Subject: RE: Drumkinnon beach concerns Great, thanks. From: Sent: 07 June 2018 13:17 To: Anna MacLean; Joanne Ford Subject: RE: Drumkinnon beach concerns Agreed. I'll check with Emma to see if estates can get a post in place. From: Anna MacLean Sent: 07 June 2018 13:16 Jeanne Ford Cc:

Subject: RE: Drumkinnon beach concerns

Thanks for that I knew the post wasn't accurate.

I was down there yesterday and wonder if we should put signs up on the beach itself. It would be easy enough to miss the ones attached to the fence.

I'm concerned if the water is particularly deep between those two stoney areas that people could easily miss that.

Perhaps we could pop down later to see how deep it really is?

From:

Anna MacLean

Sent:

18 June 2018 16:52

To:

Joanne Ford; Carol Matthews;

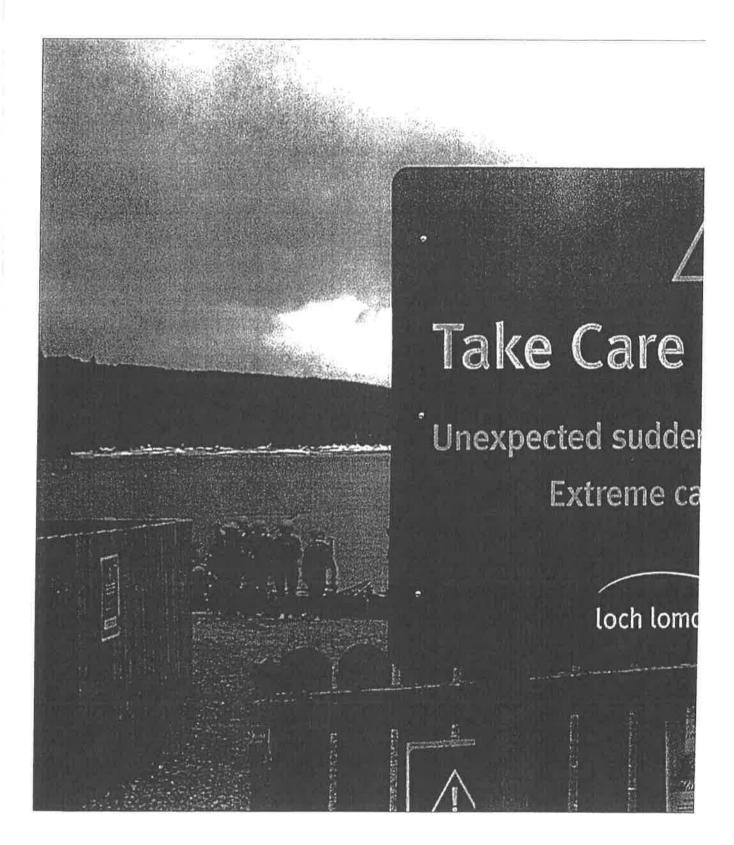
Subject:

Signs on Drumkinnon Beach

Has anyone actually been down to see these signs? This one looks disproportionately huge and not sure if it's in a better location than the others (looks like it is inside the kids play area?)

It's being discussed here:

https://www.facebook.com/drumkinnon/posts/1716640835097674



#### Anna MacLean Head of Communications

Loch Lomond & The Trossachs National Park

Direct: (Mobile:

www.lochlomond-trossachs.org www.twitter.com/lomondtrossachs From:

Sent:

03 July 2018 09:01

To-

Subject:

Re: FB\_IMG\_1529849024404:jpg-

Many thanks for your reply.

On 2 Jul 2018, at 11:03, wrote:

Thank you for your email. Yes, this is going to be resolved before the swimming competition. For the European Open Water Championships, Glasgow 2018 (Glasgow City Council) requested to widen parts of the navigation channel that facilitates boat access into Drumkinnon Bay. This was granted planning consent from the National Park and also consent from Scottish Enterprise, the landowner. SEPA also issued a CARS license to the contractor to allow the works to take place.

Part of this work required a temporary slipway to be created for dredging equipment to access the water. Unfortunately, following removal of the temporary slipway, the water level in the loch dropped and revealed that the feature or 'hole' you see below had been created. This was not intentional and is not required for any part of the swimming competitions and we are working as quickly as possible with the contractor to resolve the issue. As you say, people enjoy paddling here, even though there has always been an uneven surface underfoot, which is flagged up in notices. However, when this current issue was brought to our attention we arranged additional signage to be put in place warning users of the abrupt uneven surface. The contractors intend to carry out remedial work within two weeks or so by redistributing the ground material to its former position, creating a more even profile.

Thank you for getting in touch. I understand your concerns and hope to re-assure you that we are working closely with Glasgow 2018 and their contractors to prioritise this work in the bay.

Best wishes.

Tourism Adviser

Loch Lomond & The Trossachs National Park

Mobile:

Direct:

www.lochlomond-trossachs.org

www.twitter.com/lomondtrossachs www.facebook.com/lomondtrossachs

From: [mailto:j.]

Sent: 01 July 2018 21:34

To: infomailbox

Subject: F8\_IMG\_1529849024404.jpg

This is the bay. Always a safe paddling area. Is the contractor who dug this hole going to fill it back in after swim championships.? Who gave permission for this? Informal questions before taking this further.

Regards