



EIR Ref: 2017/062

9<sup>th</sup> August 2017

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

I refer to your request for information, received by email on 11<sup>th</sup> July 2017.

We have applied the exemption under Section 39(2) of the Freedom of Information (Scotland) Act 2002 as we have determined that the information sought in your request is environmental information. We are therefore handling your request under the terms of the Environmental Information (Scotland) Regulations 2004 (EIRs). In this case the public interest in maintaining this exemption and in dealing with the request in line with the requirements of the EIRs outweighs any public interest in disclosing the information under FOISA.

**“information collected by you pursuant to your statutory duty under the Town & Country Planning (Scotland) Act 1997, T&CP (Control of Advertisement)(Scotland) Regulations 1992 and Planning (Listed Buildings & Conservation Areas)(Scotland) Act 1997 and subsequently contained within all Notices/Orders that have been:**

- (1) served,**
- (2) remain extant,**
- (3) Complied with, and**
- (4) Complied with but have invoices pending in respect of works carried out by or on behalf of your council,**

**during the period 1st Jan 2017 to the 11th July 2017, under or pursuant to Sections 127, 140, 145 and 179 of the Town & Country Planning (Scotland) Act 1997, Reg 24 of the T&CP (Control of Advertisement)(S)Regulations 1992 and Section 34 of the Planning (Listed Buildings & Conservation Areas)(Scotland) Act 1997 which information would form part of any PEC issued by the Council were one to be issued.”**

The Park Authority is a Planning Authority but is not a Council. Details in relation to Notices/Orders under the legislation you have referenced are recorded on our planning portal at: <http://www.lochlomond-trossachs.org/planning/planning-applications/find-an-application/>

We can confirm that there are no monies owed or invoices pending.

#### **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

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I can therefore advise under R6(1)(b) of the EIRs that this information is already publically available and easily accessible.

Should you require information in relation to specific notices or orders that are on the planning portal, please submit a request with the relevant details.

In terms of our duty to advise and assist under R9 of the EIRs, you may also find it helpful to look at our website where you will find information about planning enforcement matters:

<http://www.lochlomond-trossachs.org/planning/planning-applications/make-an-application/helpful-resources/planning-enforcement-monitoring/>

We also publish a weekly update on all new planning applications received and decisions made. The weekly planning list contains details of received applications, decided applications (committee and delegated), decided appeals, enforcement matters, and other Tree and Access issues: <http://www.lochlomond-trossachs.org/planning/planning-applications/find-an-application/>

Yours sincerely

Governance and Legal Team  
info@lochlomond-trossachs.org

### Review Procedure

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

- Lodge a written request for a review 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 Environmental Information (Scotland) Regulations 2004, whichever is the later.
- Include your name, address for correspondence, a description of the original request, and the reasons why you are dissatisfied; and

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address your review request to the Governance & Legal Services Manager:

Amanda Aikman  
Loch Lomond & The Trossachs National Park Authority  
National Park Headquarters  
Carrochan  
Carrochan Road  
Balloch  
G83 8EG  
E-mail: [info@lochlomond-trossachs.org](mailto:info@lochlomond-trossachs.org)

Please note that links provided to information available elsewhere are intended to assist you. Requests for information held by other public authorities, and any complaints regarding access to such information should be addressed to that authority. These review procedures relate only to information which is directly under the control of Loch Lomond & The Trossachs National Park Authority.

The review of your request 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 Environmental Information (Scotland) Regulations 2004, at:

Scottish Information Commissioner  
Kinburn Castle  
Doubledykes Road  
St Andrews  
Fife  
KY16 9DS  
Tel: 01344 464 610  
Website: [www.itspublicknowledge.info](http://www.itspublicknowledge.info)  
E-mail: [enquiries@itspublicknowledge.info](mailto:enquiries@itspublicknowledge.info)

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