



EIR Ref:2017/047

28<sup>th</sup> June 2017

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

I refer to your request for information, received by email on 31<sup>st</sup> May 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.

Your specific request and the response from the National Park Authority are provided below.

**“list of all locations within the National Park where the Park has erected notices such as those in the attached photo indicating there is no public right of passage, all information relating to the erection and enforcement of such notices, briefings to staff about their purpose.”**

**“my information request includes any written information relating to the briefing of Rangers as well as communications with other agencies, such as the Roads Authority or Police Scotland.”**

The temporary notice is displayed at two car parks which are managed by the Park Authority - Inveruglas and Firkin Point. The notices have been displayed since 19<sup>th</sup> May 2017. Since receipt of your request, the wording of the notice has been amended and a copy of the updated version of the notice is attached for your information.

The notice clarifies that the areas where they are displayed are for use by motorhome and camping permit holders only between the hours of 7pm and 7am.

The Park Authority holds internal emails and documentation about the development of the notice. This information has been withheld from release as it is considered to be internal communications which are exempt from release under R10(4)(e) of the EIRs.

The Park Authority holds email correspondence with Police Scotland regarding the development of the notice. As this information relates to enforcement of the byelaws, including legally

### **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](mailto:info@lochlomond-trossachs.org) w: [lochlomond-trossachs.org](http://lochlomond-trossachs.org)

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privileged information, the release of this information would be likely to substantially prejudice law enforcement. This information has therefore been withheld from release in accordance with exception R10(5)(b) of the EIRs.

Consideration has been given to the public interest in the disclosure of the information to which exceptions R10(4)(e) and R10(5)(b) have been applied. Release of this information is likely to have a negative impact on the ability of the Park Authority to manage enforcement of the byelaws. It has been concluded that there is a greater public interest in the information being withheld from disclosure.

Key staff were briefed verbally about the notices. No information is held by the Park Authority and the exception under Regulation 10(4)(a) of the EIRs has been applied by the Park Authority to your request.

Yours sincerely

Governance & Legal Team  
Loch Lomond & The Trossachs National Park Authority

#### 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

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](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

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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)  
Online appeal portal: [www.itspublicknowledge.info/Appeal](http://www.itspublicknowledge.info/Appeal)

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**Between 7pm - 7am**

**During these hours  
this parking area is for  
camping or motorhome  
permit holders use only.**

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**You can book a camping or motorhome permit  
at [www.lochlomond-trossachs.org/camping](http://www.lochlomond-trossachs.org/camping)**

**This site is managed by Loch Lomond & The Trossachs National Park Authority**



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