



Loch Lomond & The Trossachs National Park Authority  
Carrochan  
Carrochan Road  
Balloch  
G83 8EG

EIR Ref: 2021-016

15<sup>th</sup> November 2021

## REQUEST UNDER FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

We refer to your request for information, received by email on 18<sup>th</sup> October 2021. The information you have requested is environmental information, as defined in Regulation 2 of the Environmental Information (Scotland) Regulations 2004 (EIRs). We have therefore applied the exemption in section 39(2) of FOISA and dealt with your request under the EIRs alone.

Your specific requests and the Park Authority's response are provided below.

**'I would like to request the following information, broken down by fiscal year'**

**'The number of reports of fly-tipping your authority has received in fiscal years 2018/19, 2019/20, 2020/21 and 2021/22 (to date)'**

We do not keep records of flytipping incidents from the public which do not result in enforcement action being taken. Accordingly we have to advise under Regulation 10(4)(a) of the EIRs that this information is not held.

There have been eight cases of flytipping recorded by the National Park Authority in the last four years, which have resulted in enforcement action being taken, shown in the table below, with a breakdown of the number of cases of "stereotypical flytipping" (i.e. unrelated to camping such as mattresses or white goods) and the number of cases of abandoned campsites.

Table 1

Year	Stereotypical flytipping	Abandoned campsites
2018	2	2
2019	0	3

**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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<b>2020</b>	0	0
<b>2021 to date</b>	0	1 Through Police Scotland

**‘The number of fixed penalty notices imposed by your authority in response to incidents of fly-tipping in fiscal years 2018/19, 2019/20, 2020/21 and 2021/22 (to date)’**

The National Park Authority received the powers to enforce sections 33 and 87 of the Environmental Protection Act 1990 in 2015 and began to utilise these new powers in 2016. The number of fixed penalty notices (FPNs) for flytipping offered and issued during the requested time period is as follows:

- 2018 - 1 Stereotypical flytipping case and 1 abandoned campsite
- 2019 – no FPNs issued
- 2020 – no FPNs issued
- 2021 – no FPNs issued (To date)

FPNs will not be offered for larger scale or more environmentally significant incidents, in this case a report would be made to the Procurator Fiscal (PF). FPNs are not always accepted or paid, again resulting in a report to the PF. It is important to note that the National Park Authority will not offer a FPN unless there is sufficient evidence to link a case of flytipping to an individual, group or business, which can be used to submit to a report to the Fiscal.

**‘The number of reports made to Police Scotland by your authority in response to incidents of fly-tipping in fiscal years 2018/19, 2019/20, 2020/21 and 2021/22 (to date)’**

See table 1

**‘The number of referrals made to the Procurator Fiscal by your authority in response to incidents of fly-tipping in fiscal years 2018/19, 2019/20, 2020/21 and 2021/22 (to date)’**

See table 1

It may also be helpful for you to note that the four local authorities within the National Park area also have enforcement powers regarding flytipping, and have dedicated reporting systems to collate and record information. In addition there is a national online flytipping reporting system called 'Dumb Dumpers' which has the sole purpose of gathering and disseminating reports of flytipping to the relevant authority.

Yours sincerely

**Information Management  
Loch Lomond and the Trossachs National Park Authority**

Review Procedure

**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

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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:

Information Manager  
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)

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  
Kinburn Castle  
Doubledykes Road  
St Andrews  
Fife  
KY16 9DS  
Tel: 01334 464610  
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)