



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

EIR Ref: EIR 2022-004

22nd February 2022

REQUEST UNDER FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

We refer to your request for information, received by email on 1st February 2022. 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.

'Please can I submit a Freedom of Information request for the following information:

- **The total number of fixed penalty notices handed out for environmental offences in 2021**
- **The total number of fixed penalty notices handed out for environmental offences in 2020**
- **The total number of fixed penalty notices handed out for environmental offences in 2019**

As referred to here: <https://www.gov.uk/pay-challenge-fine-environmental-offence>

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. These powers enable the Authority to issue fixed penalty notices (FPNs) for flytipping.

For the requested time period of 2019-2021 there were no fixed penalty notices for flytipping issued by the National Park Authority. Accordingly we have to advise under Regulation 10(4)(a) of the EIRs that this information is not held.

If possible, please can the data be broken down by type of environmental offence, e.g.:

- **Littering**

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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- **Not cleaning up after a dog**
- **Fly posting**
- **Graffiti**

The National Park Authority only has powers to issue fixed penalty notices for Littering, being one of the four areas listed above and has not issued any fixed penalty notices for littering for the requested time period. Accordingly we have to advise under Regulation 10(4)(a) of the EIRs that this information is not held.

Yours sincerely

Information Management Loch Lomond and 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:

Information Manager
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
Kinburn Castle
Doubledykes Road
St Andrews

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Fife
KY16 9DS
Tel: 01334 464610
Website: www.itspublicknowledge.info
E-mail: enquiries@itspublicknowledge.info
Online appeal portal: www.itspublicknowledge.info/Appeal