

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** EIR-17-1174 - Noise Complaints  
**Date:** 18 August 2017 13:29:48  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED]

Thank you for your information request of 11 August 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**1. How many noise complaints have been received about live music venues in each year since 2012**

Our records do not categorise 'live music venues' noise complaints specifically. The information provided below relates to 'entertainment noise'. This can include noise from pubs, clubs, restaurants, outdoor events and may not necessarily be 'live music venues' or 'live music'.

	Nos of noise complaints
a) 2012	33
b) 2013	33
c) 2014	40
d) 2015	60
e) 2016	31
f) 2017 (1/1/17 to 15/8/17)	22

ACC is unable to provide you with information on **How many noise complaints have been received about live music venues in each year since 2012** as it is not held by the Council. In order to comply with its obligations under the terms of Regulation 10(4)(a) - Information Not Held - of the EIRs, ACC hereby gives notice that this information is not held by it. ACC is required by Regulation 10(1)(b) of the EIRs to inform you as to why in all the circumstances of the case, the public interest in maintaining this exception outweighs the public interest in disclosing this information to you. ACC is satisfied that it does not hold this information and considers that, as there is no information held, the public interest lies with the exception.

**2. How many noise abatement orders have been issued against live music venues in each year since 2012**

Our records do not categorise 'live music venues' noise complaints specifically. The information provided below relates to 'entertainment noise'. This can include noise from pubs, clubs, restaurants, outdoor events and may not necessarily be 'live music venues' or 'live music'.

	Noise Abatement notices served
a) 2012	No records
b) 2013	No records
c) 2014	1
d) 2015	2
e) 2016	Nil
f) 2017	2

Abatement Notice records go back as far as 2014. It may be possible to identify if the abatement notices relate to “live music venues”. If you are interested in this, we would be extremely grateful if you could clarify with us what you mean by a “live music venue”?

ACC is unable to provide you with information on **How many noise abatement orders have been issued against live music venues in 2012 and 2013** as it is not held by the Council. In order to comply with its obligations under the terms of Regulation 10(4)(a) - Information Not Held - of the EIRs, ACC hereby gives notice that this information is not held by it. ACC is required by Regulation 10(1)(b) of the EIRs to inform you as to why in all the circumstances of the case, the public interest in maintaining this exception outweighs the public interest in disclosing this information to you. ACC is satisfied that it does not hold this information and considers that, as there is no information held, the public interest lies with the exception.

We hope this helps with your request.

Yours sincerely,

Grant Webster  
Information Compliance Officer

#### **INFORMATION ABOUT THE HANDLING OF YOUR REQUEST**

As the information which you requested is environmental information, as defined under Regulation 2(1) of the Environmental Information (Scotland) Regulations 2004 (the EIRs), ACC considered that it was exempt from release through FOISA, and must therefore give you notice that we are refusing your request under Section 39(2) of FOISA (Freedom of Information (Scotland) Act 2002). However, you have a separate right to access the information which you have requested under Regulation 5 of the EIRs, under which ACC has handled your request. Please refer to the attached PDF for more information about your rights under the EIRs.

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