

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-0973 - Inspection Report - Albyn Lane
Date: 25 July 2017 11:29:26
Attachments: [Albyn Lane Adoption Map 1.pdf](#)
[Albyn Lane Adoption Map 2.pdf](#)
[Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED]

Thank you for your information request of 17 July 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Please provide us with the undernoted information relative to repair, maintenance and inspection of the northside pavement of Albyn Lane.

1) Is this pavement adopted by the council in terms of the Roads (Scotland) Act 1984?

This pavement is not adopted by Aberdeen City Council, it is privately owned.

2) Is any of the pavement adopted by the BMI Albyn Hospital?

Please see map attached, the areas in red are adopted by Aberdeen City Council Roads Department, the areas in blue are privately owned and the areas in purple are owned and maintained by Property for Education Services and City Council Car Park. Roads Services do not hold information relating to who is responsible for the area in blue, other than that it is Privately owned. Therefore, ACC is unable to provide you with information relating to the ownership of the land marked in blue on the attached maps 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.

3) What inspection interval the council has identified as being appropriate for this pavement?

N/A

4) What factors were used in assessing the inspection interval?

N/A

5) Please provide a copy of all inspection repairs for this pavement between 09/02/2017 and the present.

N/A

6) Please also confirm what was the last inspection report prior to 09/02/2017?

N/A

7) What was noted?

N/A

8) How was the inspection carried out?

N/A

9) When was the first inspection following 09/02/2017?

N/A

10) What was noted?

N/A

11) How was the inspection carried out?

N/A

12) Has the defect been repaired?

N/A

13) When was the defect noted?

N/A

14) What category was the defect?

N/A

15) When was the repair instructed?

N/A

16) When was the defect repaired?

N/A

17) Please provide copies of all work records for the pavement between 09/02/2017 and 06/07/07.

N/A

18) Please provide photocopies of any photographs which you may hold of the defect.

N/A

19) Please provide copies of any records of complaints made to the council regarding defects on this pavement between 09/02/2017 and 06/07/17.

There are no complaints recorded between 09/02/17 and 06/07/17 regarding pavement defects on Albyn Place or Lane.

To provide clarification regarding this result, Aberdeen City Council follow the Scottish Local Authority Complaints Handling Procedure. Under this procedure, a 'complaint' is defined as *"an expression of dissatisfaction regarding our actions, or lack of action, or the standard of service provided by us or on our behalf"*. There are some topics that cannot be considered as a 'complaint', such as reporting a pothole or pavement defect. This would be classed as a first time service request instead. For more

information please visit;

http://www.aberdeencity.gov.uk/council_government/feedback_complaints/crc_whatisacomplaint.asp

We hope this helps with your request.

Yours sincerely,

Information Compliance Team

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.

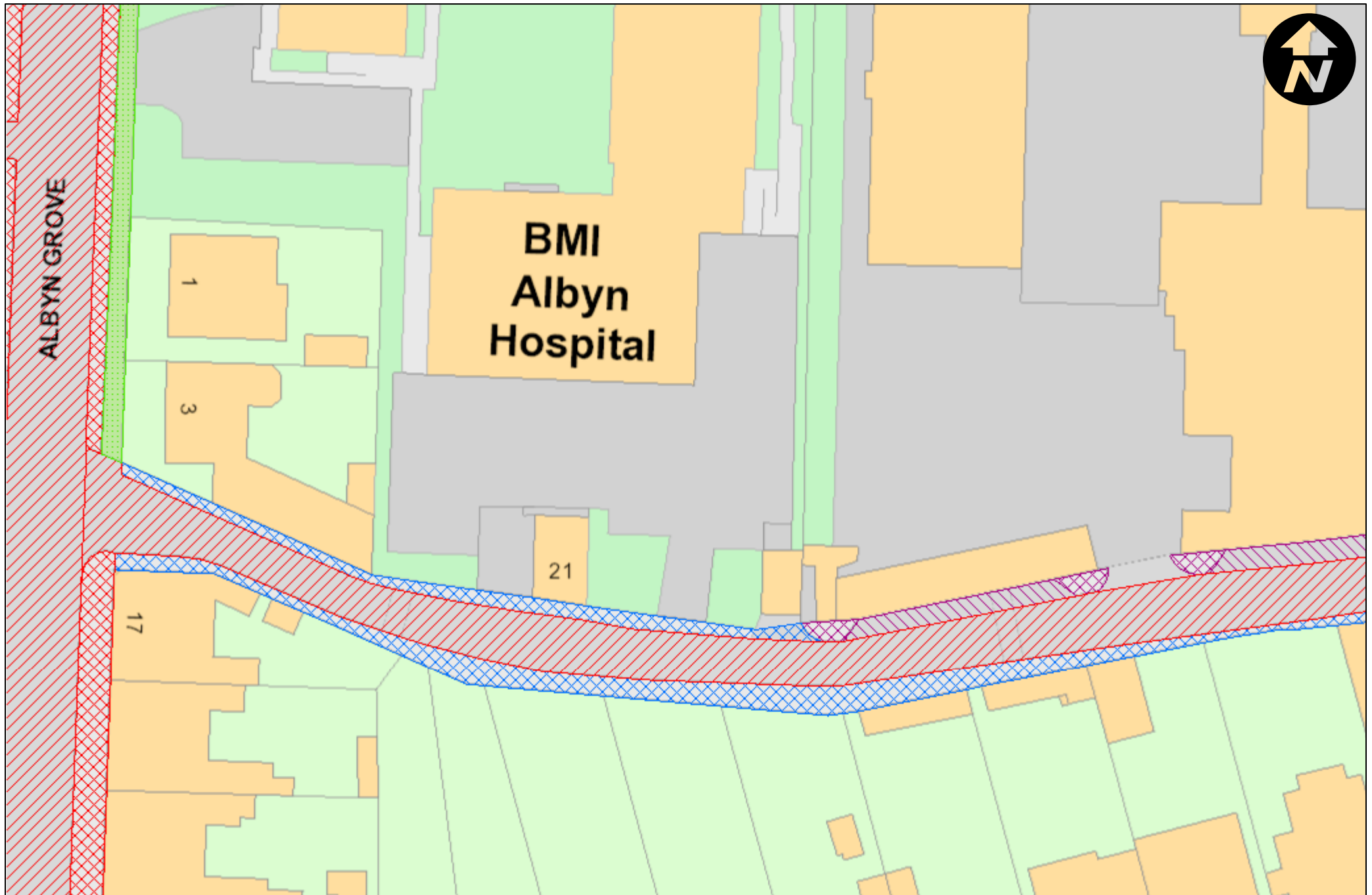
Information Compliance Team
Customer Service
Corporate Governance
Aberdeen City Council
3rd Floor North
Business Hub 17
Marischal College
Broad Street
ABERDEEN AB10 1AQ

foienquiries@aberdeencity.gov.uk

Tel 03000 200 292

*03000 numbers are free to call if you have 'free minutes' included in your mobile call plan.
Calls from BT landlines will be charged at the local call rate of 10.24p per minute (the same as 01224s).

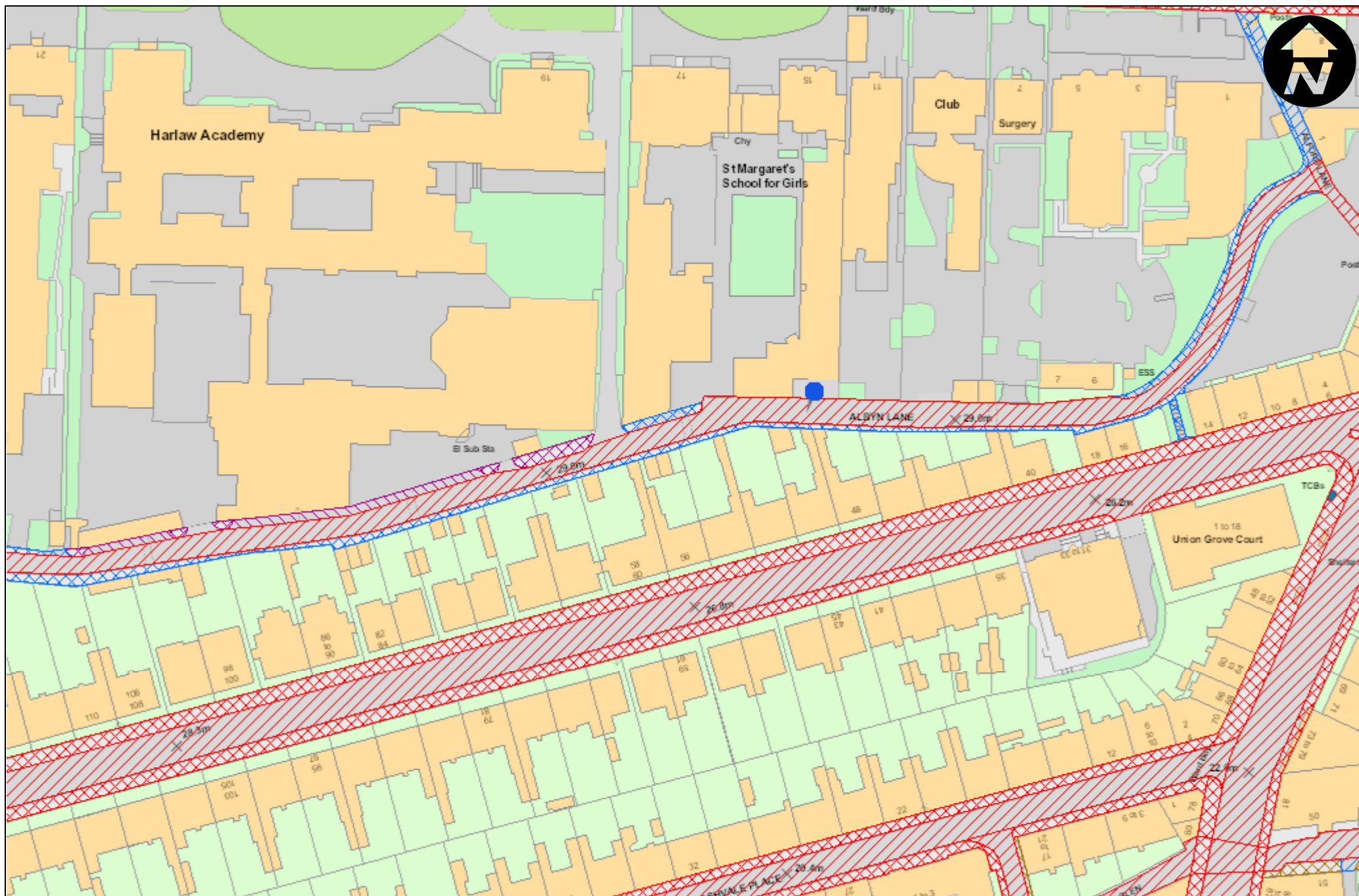
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0 25 50 100 Metres

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