

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-0996 - Property Services
Date: 09 August 2017 12:24:09
Attachments: [Further Information - Right to Review & Appeal.pdf](#)
[EIR-17-0996 - Voids Repairs 1.4.14 to 31.3.17.xls](#)

Dear [REDACTED],

Thank you for your information request of 13 July 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

1. List of the top 100 total costs attached to "void" property repairs for the years 2014 onwards. With a breakdown of what the works were and by year.

Please refer to the attached spreadsheet.

2. Copies of time sheets for "out of hours" responsive repairs to properties over the same period. Again with a breakdown of the works required and by year.

ACC is unable to provide you with information on **Copies of time sheets for "out of hours" responsive repairs to properties over the same period** as it is excepted from disclosure. In order to comply with its obligations under the terms of Regulation 13 of the EIRs, ACC hereby gives notice that we are refusing your request under the terms of Regulation 11(2) in conjunction with 11(3)(a)(i) – Personal Information - of the EIRs.

In making this decision ACC considered the following points:

There is a considerable amount of personal information contained within the time sheets, not only information in relation to ACC officers but also third parties. This information includes names, addresses and contact details. As this request relates to 'out of hours' responsive repairs, some information may also be captured relating to the personal lifestyles of third parties. To provide this information to you without breaching data protection would require us to redact all personal information from all time sheets. This would be a considerable piece of work and so ACC are refusing to provide you with this information under the terms of Regulation 11(2) in conjunction with 11(3)(a)(i) – Personal Information - of the EIRs.

ACC is of the opinion that Regulation 11(2) applies to the information specified above as the information in question is personal information relating to living individuals, and the applicant is not the data subject.

ACC is of the opinion that Regulation 11(3)(a)(i) applies, as ACC considers that disclosure of this information would be a breach of the first Data Protection Principle (that personal information must be processed fairly and lawfully). Third parties and ACC Officers who are below Head of Service level named within the attached documents would not expect ACC to release this information about them into the public domain under the EIRs (or the Freedom of Information (Scotland) Act 2002 (FOISA)).

ACC would be happy to discuss ways in which you may refine your request, so we can provide some information of interest to you within the maximum cost limits. Please do contact the Information Compliance team, who will be happy to advise you, if this is something you would like to pursue.

3. The costs of gas installations in Council properties by property type e.g one bedroom flat, two bedroom house etc. from 2014

Aberdeen City Council does not record gas installations by property type.

ACC is unable to provide you with information on **The costs of gas installations in Council properties by property type e.g one bedroom flat, two bedroom house etc. from 2014** as it is not held by ACC. 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.

To provide this information to you, ACC would need to check through every gas installation invoice and cross reference whether the address is a one bedroom flat etc. then tally up the costs and provide that information to you. This would be a considerable piece of work.

ACC is unable to provide you with information on **The costs of gas installations in Council properties by property type e.g one bedroom flat, two bedroom house etc. from 2014** as the cost of providing it has been calculated as being in excess of the statutory maximum (£600) and is a good indicator that it would be deemed manifestly unreasonable under the Environmental Information (Scotland) Regulations 2004.

In order to comply with its obligations under the terms of Regulation 13 of the EIRs, ACC hereby gives notice that we are refusing your request under the terms of Regulation 10(4)(b) – Manifestly Unreasonable - of the EIRs.

ACC would be happy to discuss ways in which you may refine your request, so we can provide some information of interest to you within the maximum cost limits. Please do contact the Information Compliance team, who will be happy to advise you, if this is something you would like to pursue.

Further information which may be of interest to you is available here: “Your Housing Performance Report” - <http://www.aberdeencity.gov.uk/nmsruntime/saveasdialog.asp?IID=73305&SID=6938>

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.

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*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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We wish to advise you that the information which was released with this response is too large to be uploaded to our disclosure log. If you are interested in viewing the attachment, please contact us at foienquiries@aberdeencity.gov.uk, quoting the appropriate reference number, and we will provide you with a copy.