

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-1015 - Inspection Reports - St Nicholas Street
Date: 31 July 2017 07:14:25
Attachments: [Further Information - Right to Review & Appeal.pdf](#)
[EIR-17-1015 - St Nicholas Street Reports.pdf](#)
[EIR-17-1015 - St Nicholas Street Enquiries.pdf](#)

Dear [REDACTED],

Thank you for your information request of 18 July 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

We would be grateful if you would provide us with the undernoted information relative to repair, maintenance and inspection of the pedestrian area of St Nicholas Street, Aberdeen.

We would be grateful if you would provide us with:

1) The job sheet involved in moving the planter on St Nicholas Street on 24th November 2016 in order to hold the Winter Maintenance Road Show;

There is no job sheet available as a job was not raised to carry out this work, this was completed during the set-up of the Winter Road Show following verbal instructions to move the planter.

2) The job sheet for the repair to the metal studs on St Nicholas Street, Aberdeen on the 13th December 2016;

Please see attached, [EIR-17-1015 – St Nicholas Street Reports](#). The inspector for the area attended the site and hammered the bolts into the ground.

3) The risk assessment completed for the movement of the planter on the 24th November 2017;

There is no specific risk assessment carried out for this type of work other than a dynamic one, it was carried out by a Road Worker appropriately trained to operate the plant utilised.

4) The instructions given to council staff relative to the movement of planters and fixings;

Verbal instructions only were given to move the planter from one location to another.

5) The instructions given to council staff relative to the movement of planters and fixings particularly in relation to the planter on St Nicholas Street;

As above.

6) A copy of the record stating that there were bolts sticking up from the footway on the 12th December 2016;

This was reported to Aberdeen City Council by a member of the public on 12/12/2016, please see the redacted report attached, [EIR-17-1015 – St Nicholas Street Enquiries](#).

7) Any risk assessments completed after the 13th December 2016 put in place to prevent bolts being left following the removal of street furniture.

No risk assessments have been put in place, Road Operatives carry out dynamic risk assessments for works such as these along with manual handling.

Please note that third party names and personal details, as well as the names of ACC Officers who are below Head of Service level have been redacted from the attached reports. This is because ACC considers that this information is excepted from disclosure. In order to comply with its obligations under the terms of Regulation 13 of the EIRs, ACC hereby give 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:

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)).

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).

www.aberdeencity.gov.uk

Enquiry Number 682893

Log Number 2 Logged 13/12/2016 14:47:00 By

Status 601 Enquiry Closed Job Complete

Officer

Notes Studs hardly visible covered in mud
hammered down by inspector to make

Effective 13/12/2016 14:43:00

Follow Up By 00/00/0000 00:00:00

Logged	12/12/2016 11:56:42	by	Contact Centre	Customer	686230
P.O.C	Contact Centre			Method	Telephone
Title	Forename		Surname		
Address				Telephone No.	
				Alternate Tel.	
Cust Ref	101003627322			Mobile Tel.	
Type	Member of Public		Date	00/00/0000	Fax No.
Email				Automated Contact	None

Logged	12/12/2016 11:56:42	by	Contact Centre	Enquiry	682741
Site	ST NICHOLAS STREET		7601375		
	ABERDEEN, ABERDEEN CITY				
Service	Grounds Maintenance		Subject	GM: Floral Displays	GM07
Location	ST NICHOLAS CENTRE		Desc.	LARGE PLANTERS HAVE BEEN REMOVED FOR CHRISTMAS FARE - 3 METAL SCREWS STICKING OUT OF THE GROUND - BESIDE CLYDESDALE BANK AND	
Contact				Telephone No.	
Email				Alternate Tel.	
Class	Enquiry		Enq Ref		Fax No.
Status	600	Enquiry Closed	Notes		
Officer					
Effect.	04/01/2017 05:40:17	Follow Up		by	00/00/0000 00:00:00

Effective: 20/11/2016 to 13/12/2018
 Site: ST NICHOLAS STREET (7601375)

Display Action Officer: No

Site: ST NICHOLAS STREET (7601375)

Locality: ABERDEEN, ABERDEEN CITY

Area: Aberdeen Central

Customer Services

Enquiry No.: 682893 Logged by: Contact Centre on: 13/12/2016 12:51
 Service: Roads Subject: General Enquiry Classification: Claim Enquiry Ref:
 Desc.: 4 metal studs sticking out of the ground after planters removed, causing a trip hazard - fell yesterday about midday, bruised and shaken, several people stopped to help her up. Was told several people have tripped on these - coal was damaged - send claim form -
 Location: St Nicholas Street, by Royal Bank Of Scotland Contact:

Enquiry No.: 682741 Logged by: Contact Centre on: 12/12/2016 11:56
 Service: Grounds Maintenance Subject: GM: Floral Displays Classification: Enquiry Enquiry Ref:
 Desc.: LARGE PLANTERS HAVE BEEN REMOVED FOR CHRISTMAS FARE - 3 METAL SCREWS STICKING OUT OF THE GROUND - BESIDE CLYDESDALE BANK AND PERSON FELL - CAN THE PLANTERS EITHER BE RETURNED OR THE SCREWS REMOVED -**** CALLED AND SPOKE TO) WILL SPEAK TO TO RECTFY THIS
 Location: ST NICHOLAS CENTRE Contact: