

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** EIR-17-1260 - Noise Abatement  
**Date:** 15 September 2017 09:52:58  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED]

Thank you for your information request of 29 August 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**In relation to EIR-17-1174 – Noise Complaints, it would be useful to know how many of the noise abatement orders relate to live music; my question referred to any venue where live music is performed, from pubs and clubs to concert halls.**

Please see below:

	Noise Abatement notices served related to live music
a) 2012	No records
b) 2013	No records
c) 2014	1
d) 2015	2
e) 2016	Nil
f) 2017	2 (duplicate notice relates to same venue)

ACC is unable to provide you with information on **how many noise abatement notices served in 2012 and 2013 related to live music** 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,

Anna Buchan  
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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