

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-1283 - Damaged Vehicles
Date: 22 September 2017 11:55:00
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED]

Thank you for your information request of 5 September 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Please can you send me all information regarding the number of Aberdeen City Council vehicles damaged by potholes since 2012.

Could you please include:

The type of vehicle.

The cost of the damage.

The date of the repair/when damage occurred.

ACC does not hold this information. Pothole damage to vehicles is not recorded as it is not reported as such, for example a broken spring could happen at any time or place and does not always relate to a pothole.

ACC is unable to provide you with information on **the number of Aberdeen City Council vehicles damaged by potholes since 2012 including the type of vehicle, cost of damage and date of the repair/when damage occurred** 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,

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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