

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-1314 - Road Maintenance & Delays
Date: 06 October 2017 11:39:46
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED],

Thank you for your information request of 12 September 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Under the Freedom of Information Act 2000, Please tell me:

1 a) The total number of scheduled road maintenance carried out to roads in your council area in the financial years of:

2014/2015

2015/2016

2016/2017

b) Out of the above numbers, how many of those scheduled roadworks overran (in days) in the same financial years of:

2014/2015

2015/2016

2016/2017

c) For each year, please provide a breakdown and give the reasons why scheduled maintenance works overran their schedules.

2014/2015

2015/2016

2016/2017

d) Which roadworks resulted in the longest delay? Please state on which portion this happened (Geographical location or between which junctions.) Please also state reasons for delays for all three financial years.

2014/2015

2015/2016

2016/2017

2. In relation to fines to utility companies carrying out maintenance works to roads, please tell me:

a) The total amount of fines in pounds the council charged to utility companies for overstaying and other penalties in the financial years of:

2014/2015

2015/2016

2016/2017

b) Please tell me which utility company was charged the most amount and why in the years:

2014/2015

2015/2016

2016/2017

This information is not held by Aberdeen City Council but by the Road Works Commissioner. To explain this, ACC input all data regarding works undertaken by ACC and Utility Companies on the

Road Works Commissioners database, called Symology. To answer your questions above, ACC would have to extract the information from the Road Works Commissioners website. ACC do receive quarterly updates from the Commissioner's Office in terms of performance figures but these updates would not answer your questions above.

You may wish to contact the Road Works Commissioner yourself. Their website is:

<http://www.roadworksscotland.gov.uk/>

ACC is unable to provide you with information on **total number of scheduled road maintenance carried out to roads in your council area, how many of those scheduled roadworks overran, the reasons why scheduled maintenance works overran, which roadworks resulted in the longest delay, the total amount of fines in pounds the council charged to utility companies for overstaying and other penalties and which utility company was charged the most amount and why** 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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