

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-1379 - Bedford Bus Gate
Date: 24 October 2017 14:58:42
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED]

Thank you for your information request of 26 September 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

I would like to know how many motorists have been fined for using the Bedford Road bus gate since it opened last July, broken down on a month by month basis please until the end of August.

The total number of fines which were issued since the Bedford Road bus gate opened are 23,280. Please see below the monthly breakdown:

July 2016	0
August 2016	2,888
September 2016	3,625
October 2016	2,614
November 2016	2,220
December 2016	1,855
January 2017	1,912
February 2017	1,340
March 2017	1,564
April 2017	1,037
May 2017	1,037
June 2017	954
July 2017	949
August 2017	1,285

Please note that this is the number of fines issued and not the number of motorists fined as one motorist may have multiple fines.

ACC is unable to provide you with information on **how many motorists have been fined for using the Bedford Road bus gate since it opened last July, broken down on a month by month basis please until the end of August** 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 10(4)(b) - Manifestly Unreasonable Requests - of the EIRs.

In making this decision ACC considered the following points:

This would be a significantly time consuming task as an officer would have to investigate each fine (23,280 in total) and take a note of the name of each motorist, compiling onto a separate worksheet. They would then have to match up multiple entries and delete from the worksheet. It has been calculated approximately 5 minutes per actual fine which equates to 1,940 hours of work. This means that an officer would have to devote a significant amount of time away from

their day to day work, impacting on other duties.

Although ACC recognises that there is a public interest in maintaining a level of transparency around the way it maintains the road network, ACC is of the view that the public interest in maintaining the manifestly unreasonable exception outweighs this general public interest, given the time and resources required to provide the information and the impact this would have on the service delivered by the team and ACC's ability to meet its duties.

How much money has the council made from it over those 13 months?

£684,804.37

How many motorists pay the £30 fine within 14 days, and how many pay the £60 fine? Could that also be broken down month by month please?

Number of £30 fines paid within 14 days: 14,895

Number of £60 paid the £60: 3,501

	£30 paid	£60 paid
July 2016	0	0
August 2016	1,852	540
September 2016	2,545	486
October 2016	1,825	342
November 2016	1,438	304
December 2016	859	522
January 2017	1,295	258
February 2017	864	168
March 2017	971	220
April 2017	663	136
May 2017	657	138
June 2017	573	111
July 2017	578	121
August 2017	775	155

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On how many occasions has the charge increased to £90 for non-payment? And, on those occasions, how many times has the council passed the matter on to the Sheriff Officer for collection?

ACC do not hold the information in the requested format, however, our records show that 1773 cases of £90 charges were passed to the Sheriff Officer for recovery.

ACC is unable to provide you with information on **how many occasions has the charge increased to £90 for non-payment** 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.

Also, how many people have made a formal representation to protest against the charge?

ACC's system does not allow date criteria to be selected, however, records show that 1832 appeals received since records began to date, however, some tickets that are in the system do not currently fit into the above categories.

ACC is unable to provide you with information on **how many people have made a formal representation to protest against the charge** 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 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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