

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: EIR-17-1603 - Asbestos Claims
Date: 23 November 2017 14:09:03
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED]

Thank you for your information request of 31 October 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

- How many of your schools contain asbestos?

Currently 51 schools contain asbestos as noted on both management and refurbishment surveys. While all properties have had a management survey undertaken it should be noted that not all schools have had a refurbishment survey. A refurbishment survey may uncover asbestos material not accessed during management surveys.

What percentage of the total number of schools is this?

81%

- Please list the names of all your schools which contain asbestos.

Please see below:

Abbotswells Primary
Aberdeen Grammar School
Ashley Road School
Bramble Brae School
Bridge of Don Academy
Broomhill School
Bucksburn School
Charleston School
Cordyce Residential School
Cornhill School
Culter School
Cults School
Danestone School
Dyce Academy
Dyce Primary
Fernielea School
Ferryhill School
Forehill School
Gilcomstoun School
Glashieburn School
Greenbrae School
Hanover Street School
Harlaw Academy
Hazelhead Academy
Hazelwood School
Holy Family RC School
Kincorth Academy
Kingsford School
Kingswells School
Kirkhill School

Kittybrewster School
Loriston School
Middleton Park School
Milltimber School
Muirfield School
Northfield Academy
Oldmachar Academy
Quarryhill School
Riverbank School
Scotstown School
Skene Square School
St Josephs RC School
St Machar Academy
St Peters RC School
Stoneywood School
Sunnybank School
Torry Academy
Tullos School
Walker Road School
Westpark School
Woodside School

- Please list the number of school employees (current and retired, including teaching, support and maintenance staff) who have pursued a claim against you for exposure to asbestos within one of your schools, and how these claims have been settled.

Please see below:

Year	Total no of claims	Total no of paid claims
2013	<5	£40,000.00
2014	0	£0
2015	<5	£0
2016	0	£0
2017	0	£0

Please note that compensation was paid to claimants where a claim has been marked as paid. Please note that some of these claims are on-going therefore we would not be able to release detailed information to ensure no individual can be identified.

ACC is unable to provide you with information on **the exact number of claims** 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 11(2) in conjunction with Regulation 11(3)(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). These claimants would not expect ACC to release information into the public domain which could allow them to be identified.

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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