

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: FOI-17-1408 - 31 King's Crescent
Date: 26 October 2017 15:20:41
Attachments: [Further Information - Right to Review & Appeal.pdf](#)

Dear [REDACTED],

Thank you for your information request of 2 October 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Please provide a direct or legal contact for the owner of 31 King's Crescent, AB24 3HP.

The information requested is held by Aberdeen City Council however cannot be released for the purpose specified. The information is held by the Revenue and Benefits department who have a privacy statement stating that the information can only be shared with other departments for certain reasons, the reason that your request is based on is not covered by this.

The planning department at Aberdeen City Council will not get involved in a private dispute regarding the tree in your neighbours garden however if the situation changes and the tree is causing immediate danger to life or property, you can contact the planning department for advice.

ACC is unable to provide you with information on **a direct or legal contact for the owner of 31 King's Crescent, AB24 3HP** as it is exempt from disclosure. In order to comply with its obligations under the terms of Section 16 of the FOISA, ACC hereby gives notice that we are refusing your request under the terms of Section 38(1)(b) in conjunction with 38(2)(a)(i) – Personal Information - of the FOISA.

In making this decision ACC considered the following points:

ACC is of the opinion that Section 38(1)(b) applies to the information specified above as the information in question is personal information relating to living individuals, of which the applicant is not the data subject.

ACC is of the opinion that Section 38(2)(a)(i) applies, as we consider that disclosure of this information would be a breach of the first Data Protection Principle (that personal information must be processed fairly and lawfully). Consent to disclose this information has not been received from these individuals and ACC does not consider that they would expect ACC to release this information about them into the public domain under the FOISA.

We hope this helps with your request.

Yours sincerely,

Grant Webster
Information Compliance Officer

INFORMATION ABOUT THE HANDLING OF YOUR REQUEST

ACC handled your request for information in accordance with the provisions of the Freedom of Information (Scotland) Act 2002. Please refer to the attached PDF for more information about your rights under FOISA.

Information Compliance Team
Customer Service
Corporate Governance
Aberdeen City Council
3rd Floor North
Business Hub 17
Marischal College
Broad Street
ABERDEEN AB10 1AQ

foienquiries@aberdeencity.gov.uk

Tel 03000 200 292

*03000 numbers are free to call if you have 'free minutes' included in your mobile call plan.
Calls from BT landlines will be charged at the local call rate of 10.24p per minute (the same as 01224s).

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