

From: [Foi Enquiries](#)
To: [REDACTED]
Subject: FOI-17-1901 - Claims
Date: 12 January 2018 11:32:10
Attachments: [Further Information - Right to Review & Appeal.pdf](#)
[FOI-17-1901 - Claims.xlsm](#)

Dear [REDACTED]

Thank you for your clarified information request of 14 December 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Can you tell me how many people have made compensation claims to Aberdeen council for any type of accident they may have had which they think could be the council's responsibility? Would you be able to break it down to Public Liability and Employers Liability please? Could you break this done for the last five years?

ACC is unable to advise how many people have claimed as we do not hold the number of people claiming, we record the number of claims only.

ACC is unable to provide you with information on **how many people have made compensation claims to Aberdeen Council for any type of accident they may have had which they think could be the Council's responsibility, broken down to Public Liability and Employers Liability for the last five years** as it is not held by ACC. In order to comply with its obligations under the terms of Section 17 of the FOISA, ACC hereby gives notice that this information is not held by it.

However, please find attached information regarding the number of claims submitted, which may be of interest to you, [FOI-17-1901 – Claims](#).

ACC is unable to provide you with information on **the number of claims submitted where there are less than 5** 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 Section 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 individual(s), 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). ACC is of the view that the exact number of claims submitted in 2017/2018, together with any other information already in the public domain, could be used to identify the individual(s) involved, given that there are less than 5 such claims. These individual(s) have not consented to the disclosure of their information, and ACC does not consider that they would expect ACC to release this information about them into the public domain under the FOISA.

And could you break it down into types of accidents, such as tripping in uneven pavements,

or any other type of incident.

Please refer to the attached spreadsheet [FOI-17-1901 – Claims](#) relating to the number of claims submitted.

Could you also, is applicable, give figures on how much was paid out in compensation for these claims?

Please refer to the attached spreadsheet [FOI-17-1901 – Claims](#) relating to the number of claims submitted.

We hope this helps with your request.

Yours sincerely,

Information Compliance Team

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).

www.aberdeencity.gov.uk

PL

Year	Total no of claims	Causes	Total paid
2013/14	280	Bin Hit Property Damage/Loss of Third Party Property only Defective Equipment Defective Premises Condition Escape of Water Grass Cutting Inadequate Equipment Loose chip/debris Carriageway Mistaken Items Mould/Damp Other Work Process Signs - Carriageway Surface Defect Carriageway Surface defect Footway Tree/Branches Water/Ice/Snow Carriageway	£201,073.68
2014/15	182	Bin Hit Property Damage/Loss of Third Party Property only Escape of Water Footway Grass Cutting Inadequate Equipment Lighting Failure Loose chip/debris Carriageway Mould/Damp Other Work Process Signs - Carriageway Signs - Footway Surface Defect Carriageway Surface defect Footway Tree/Branches Water/Ice/Snow Carriageway Water/Ice/Snow Footway	£63,012.98
2015/16	252	Bin Hit Property Damage/Loss of Third Party Property only Defective Equipment Defective Premises Condition Escape of Water Grass Cutting	£53,318.03

EL

Year	Total no of claims	Causes	Total paid
2013/14	16	Fall Man Handling Other Other work process Slip/Trip	£48,799.70
2014/15	16	Fall Man Handling Other Noise Other work process Repetitive work process Slip/Trip	£150,472.21
2015/16	14	Fall Other work process Slip/Trip Sport/Leisure activity Using Machinery	£30,431.00
2016/17	5	Other work process Slip/Trip Using Machinery	£0
2017/18	<5	Slip/Trip	£0

2016/17	329	Loose chip/debris Carriageway	£16,004.67
		Mistaken Items	
		Mould/Damp	
		Other Work Process	
		Signs - Carriageway	
		Surface Defect Carriageway	
		Surface defect Footway	
		Tree/Branches	
		Water/Ice/Snow Footway	
		Bin Hit Property	
		Damage/Loss of Third Party Property only	
		Defective Equipment	
		Defective Prem Cond	
		Escape of Water	
		Fire	
		Grass Cutting	
		Inadequate Equipment	
		Lighting Failure	
		Mistaken Items	
		Mould/Damp	
Other Work Process			
Signs - Carriageway			
Slip/trip			
Surface Defect Carriageway			
Surface defect Footway			
Tree/Branches			
Water/Ice/Snow Carriageway			
Water/Ice/Snow Footway			
2017/18	101	Bin Hitting property	£0
		Damage/Loss of Third Party Property only	
		Defective Prem Condition	
		Escape of Water	
		Grass Cutting	
		Loose chip/debris Carriageway	
		Mistaken Items	
		Surface Defect Carriageway	
		Surface defect Footway	
		Tree/Branches	
		Water/Ice/Snow Carriageway	
		Water/Ice/Snow Footway	