

From: Foi Enquiries

Sent: 16 August 2019 10:49

Subject: EIR-19-0988 - Roadwork Overruns

Thank you for your information request of 18 July 2019. Aberdeen City Council (ACC) has completed the necessary search for the information requested. Our response is now detailed below.

- 1. For either street works or road works please state how many times you have fined organisations for overrunning in: (i) 2017/18 (ii) 2018/19 (iii) the current financial year**
It has been assumed that the overrunning works relates to works that have exceeded the anticipated completion date, and not works that have been 'closed' late on the Scottish Roadworks Commissioners Website (which automatically incurs a fine of £120.00). The later does not necessarily mean that the works were completed late, but that the update of the information as entered onto the website was done out-with the permitted timescales. This fine is issued by the Commissioner's Office and no income is generated for Aberdeen City Council.

For overrunning works (as defined under Section 133 of the New Roads and Street Works Act 1991), no fines have been issued in either 17/18, 18/19 or 19/20.

Any sites for which the works are anticipated to exceed the dates as agreed and advertised within the Temporary Traffic Regulation Order (TTRO), will require an additional TTRO to facilitate the remainder of the works. This Order however has a higher cost associated with it, due to the noticing period being less than the prescribed 28 day notice period.

- 2. For each incident state: (i) where the works were (ii) who was fined (iii) when they were scheduled to start and finish and (iv) when they actually finished? See attached.**
Not applicable, please see response to question 1.
- 3. Since 1.4.2017 which street or road works in your area overran by the longest period? Please state: (i) where the works were (ii) who was fined (iii) when they were scheduled to start and finish and (iv) when they actually finished**
Not applicable, please see response to question 1.

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.

We hope this helps with your request.

Yours sincerely,



Tomina Egbuson | Access to Information Officer

Aberdeen City Council | Access to Information Team | Customer Feedback
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