From: Foi Enquiries

To: Subject:

EIR-17-0312 - Food Hygiene Report

**Date:** 14 March 2017 15:25:34

Attachments: Further Information - Right to Review & Appeal.pdf

EIR-17-0312 - Inspection Report Redacted.pdf

Dear

Thank you for your information request of 22 February 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

Hi I am making an FoI request for the latest food hygiene reports which resulted in an "improvement required" rating for the following hotels as reported by the Food Standards Agency

#### 1. The Aberdeen Marriott Hotel

Please see attached.

Please note that third party names and personal details, as well as the names of ACC Officers who are below Head of Service level have been redacted (blacked out) from the attached report. This is because ACC considers that this information is excepted from disclosure. In order to comply with its obligations under the terms of Regulation 13 of the EIRs, ACC hereby give notice that we are refusing your request under the terms of Regulation 11(2) in conjunction with 11(3)(a)(i) 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). Third parties and ACC Officers who are below Head of Service level named within the attached documents would not expect ACC to release this information about them into the public domain under the EIRs (or the Freedom of Information (Scotland) Act 2002 (FOISA)).

We hope this helps with your request.

Yours sincerely,

Information Compliance Team

#### 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.

Information Compliance Team
Communications and Promotion
Office of Chief Executive
Aberdeen City Council
3rd Floor North
Business Hub 17
Marischal College
Broad Street
ABERDEEN AB10 1AQ

foienquiries@aberdeencity.gov.uk

01224 523827/523602

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



## **ENVIRONMENTAL HEALTH**

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Aberdeen
AB10 1AB

Page 1 of 3

Tel. 01224 523800 Fax. 01224 523887 E-mail Commercial@aberdeencity.gov.uk

### **VISIT REPORT**

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# **ENVIRONMENTAL HEALTH**

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### **VISIT REPORT**

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Page 3 of 3

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## **VISIT REPORT**

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