

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** EIR-17-0503 - Town & Country Planning  
**Date:** 20 April 2017 10:09:31  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED]

Thank you for your information request of 28 March 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

- **Town and Country Planning (Scotland) Act 1997 - Sections: 33a, 127, 140, 145, 168, 179, 189 & 190**
- **Planning etc. (Scotland) Act 2006 - Sections: 25 & 26**

**We would be obliged if you can provide us with the following details in regards to notices/Orders that have been made by Aberdeen City Council under the legislation listed above:**

**Notices or Orders that remain extant as at 28th March 2017**

**Notices or Orders that have been complied with and have monies owed to Aberdeen City Council as at 28th March 2017**

**Notices or Orders that have invoices pending in respect of works carried out by or on behalf of Aberdeen City Council to resolve the matter as at 28th March 2017**

**If it is not possible for the details of outstanding monies to be confirmed we would be obliged if you can provide us with the following details:**

**all notices served or orders made by Aberdeen City Council, from 12th September 2016 to 28th March 2017 under the legislation listed above**

**When answering in the negative to any of the above, we would be obliged if you would confirm that you are doing so.**

**Wherever possible we would be grateful if the information could be prepared to include the following:**

- **reference numbers.**
- **addresses of the subjects the actions are served over.**
- **summary descriptions of the nature of the works/contravention.**
- **relevant dates.**
- **status of the action.**
- **amounts owed to the council (when available).**

**We do not require the personal data contained with these records. We would also prefer to receive this information in an electronic format, failing which in hard copy.**

The following information is given in response to your Freedom of Information request relating to:-

- Town and Country Planning (Scotland) Act 1997 - Sections: 33a, 127, 140, 145, 168, 179, 189 & 190
- Planning etc. (Scotland) Act 2006 - Sections: 25 & 26

Town & Country Planning (Scotland) Act 1997

| Section of Act | Notices served from 12 <sup>th</sup> September 2016 to 28 <sup>th</sup> March 2017 | Extant Notices at 28 <sup>th</sup> March 2017 | Monies owed or Invoices pending at 28 <sup>th</sup> March 2017 |
|----------------|--|---|--|
| 33A            | No notices served  | No extant Notices                             | None   |
| 127            | No Notices served  | No extant Notices                             | None   |
| 140            | No Notices served  | No extant Notices                             | None   |
| 145            | No Notices served  | No extant Notices                             | None   |
| 168            | No Notices Served  | No extant Notices                             | None   |
| 179            | (see below)  | No extant Notices                             | None   |
| 189            | No Notices served  | No extant Notices                             | None   |
| 190            | No Notices served  | No extant Notices                             | None   |

**New Notices Served**

| Address & Ref Numbers                                     | Date of Service                    | Section of Act | Breach/Status   |
|---|------------------------------------|----------------|---|
| Guild Street<br>Aberdeen Railway<br>Station<br>(Reference | 27 <sup>th</sup> September<br>2016 | 179            | Weeds/Debris on canopies<br>over platforms of listed<br>building.<br>Appeal submitted against |

|  |                                |     |  |
|--|--------------------------------|-----|--|
| 134246)                                  |                                |     | notice dismissed.<br>Date by which Notice to be complied altered to 6 <sup>th</sup> August 2017.   |
| 25 Union Street<br>(Reference ENF160067) | 10 <sup>th</sup> November 2016 | 179 | Untidy shopfront in state of disrepair.<br>Notice to be complied with by 9 <sup>th</sup> March 2017.<br>Direct action being considered once received quote for costs of works. |

We hope this helps with your request.

**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.

Yours sincerely,

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\*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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