

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** EIR-17-0688 - Commercial Waste  
**Date:** 22 May 2017 14:05:48  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED],

Thank you for your information request of 9 May 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**1: Do you use the EDOC system for commercial waste? ([www.edoconline.co.uk](http://www.edoconline.co.uk))**

Not yet but we plan to in future.

**1b, If not, are there any specific reasons why it has not been implemented?**

1. Lacking the resource to implement; 2. Several major service projects that have taken priority.

**2: What commercial waste streams do you collect?**

**Please answer yes or no.**

**Refuse:**

Yes.

**Mixed Recycling:**

Yes.

**Paper:**

Yes, in mixed recycling.

**Cardboard:**

Yes, in mixed recycling.

**Glass:**

Yes, small quantities in mixed recycling and separate collection for pubs and clubs.

**Plastics:**

Yes, in mixed recycling.

**Food:**

Yes.

**Textiles:**

No.

**Other (Please describe):**

Garden waste.

**3: Do you enforce Section 34 of the Environmental Protection Act 1990? (Duty of Care for businesses)?**

Yes.

**3.A If yes is this done internally or by an external company?**

Internally.

**3.B Is the enforcement facilitated strategically based on intelligence or through random visits?**

Random visits and complaints from members of the public, bin crews, etc.

**3.C How many enforcement officers do you have?**

Two.

**3.D Do you offer a grace period when discovering a business is in breach of the EPA where they can improve their compliance? Or is the fixed penalty notice issued immediately?**

Educational visits are made before any enforcement action is taken

**3.E How many fixed penalty notices have been issued in 2014, 2015, and 2016 for businesses not having Duty of Care/Transfer of Waste documents.**

0 (Fixed Penalty Notices are not issued in Scotland for Section 34 offences)

**3.F How many fixed penalty notices have been issued in 2014, 2015, and 2016 for businesses not keeping to the waste hierarchy. Such as keeping waste to a minimum by doing everything they reasonably can to prevent, reuse, recycle or recover waste in that order. As enforced by the Environmental Protection Act.**

0 (Fixed Penalty Notices are not issued in Scotland for Section 34 offences)

**4: If applicable, what checks are in place to mitigate commercial and trade waste entering household waste sites?**

**4:A If applicable, do you allow businesses to take waste to your household waste sites? If so, what are the charges?**

It is illegal for Commercial waste to be accepted at any of our Household Waste Recycling Centres (HWRC). The HWRCs are run on behalf of ACC by SUEZ UK and they have a policy of challenge, record and report.

Any vehicle suspected of being trade waste is asked to complete a form which is returned to ACC with a tracking form. These forms are collated and checked for frequency and can and do lead to users being banned from all sites.

Newer HWRCs have height restrictors.

As business waste is not permitted at any of our sites we do not charge for disposal. Any requests for disposal of business waste are passed to our Trade Waste team.

We hope this helps with your request.

Yours sincerely,

Grant Webster  
Information Compliance Officer

## 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.

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