



County Hall Beverley East Riding of Yorkshire HU17 9BA Telephone (01482) 393939

www.eastriding.gov.uk

Darren Stevens Director of Corporate Resources

Mr S Kirby
request-716907-ebc0356e@whatdotheyknow.com

Your Ref:
Our Ref: 3d/JS/RC/FOI12781
Enquiries to: Joe Smith
E-Mail: foi@eastriding.gov.uk
Tel. Direct: (01482) 391512
Date: 09 February 2021

Dear Mr Kirby

**Freedom of Information Act 2000
Request for Information**

On 8 January 2021 East Riding of Yorkshire Council received your request for information under the Freedom of Information Act 2000. The information you have requested, along with the Council's response, is set out below.

Details of Request:

Please tell me how I can view all of my local byelaws. I made a request to the council to do so, but it was refused. I now know that I have a legal right to do this.

Response:

The Council refers to its letter dated 12 January 2021.

The Byelaws (Alternative Procedure) (England) Regulations 2016, sets out the publicity requirements for the byelaws to which those Regulations apply. These Regulations describe the byelaws to which they apply as the "prescribed classes of byelaws", and they are set out in Schedule 1 to the Regulations. For all other byelaws, the requirements are set out in section 236 of the Local Government Act 1972. Normally, all extant byelaws made by the Council and its predecessor authorities, are able to be inspected at County Hall, Beverley, as this is its principal office, and is where all its records and official documents are kept. Unfortunately, County Hall is currently closed to the public and will remain so until the current restrictions closing all non-essential shops during the COVID-19 pandemic, are removed. Therefore, it is not currently possible for you to inspect the byelaws.

The Council is aware that your previous request to view the byelaws was refused, and the reasons were explained to you at the time. However, that correspondence did also say that the Council recognises that you are entitled to see the byelaws. There was a list of the byelaws we have attached to that correspondence, and you were asked to confirm which ones you wanted to see. I attach a further copy of this list. If you let the Freedom of Information team know which byelaws you wish to see, the Council can arrange for a copy to be sent to you.

Caroline Lacey

Chief Executive

If you are dissatisfied with the above response or how your request has been handled you can ask for the Council to review this by contacting the Freedom of Information Coordinator on the above telephone number or by email on foi@eastriding.gov.uk within 6 weeks of this letter which is 22 March 2021.

A senior manager will carry out the review within 10 working days of receipt of your request and provide a response within 20 working days. It will provide a fair and thorough review of the decisions taken and where necessary how your request has been handled.

If you are not content with the outcome of the review you can apply to the Information Commissioner for a decision. Generally, the Commissioner cannot make a decision unless you have exhausted the Council's review procedure. The Information Commissioner can be contacted at:

The Information Commissioner's Office
Wycliffe House, Water Lane
Wilmslow
Cheshire
SK9 5AF

Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate number)
Fax: 01625 524 510

Alternatively email: casework@ico.org.uk.

Yours sincerely

Information Governance and Feedback Team