

2 July 2010

Your Ref:

Our Ref: 0331/2010

Mr Martyn Dewar
Email:
request-35349-011e494f@whatdotheyknow.com

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Dear Mr Dewar

FREEDOM OF INFORMATION REQUEST REF NUMBER 0331/10

I refer to your request for access to information made under the terms of the Freedom of Information (Scotland) Act 2002 (hereinafter referred to as 'the Act') and the response dated 15 June 2010 from Sgt Susan McGinlay of the Freedom of Information (FOI) Unit. In accordance with the Act, the Review Panel (hereinafter referred to as 'the Panel') convened on 2 July 2010 to consider your request for a review of that decision and in terms of Section 21(4)(a) of the Act, has upheld the original decision made without modification.

The Panel noted that while some information was provided, in terms of **Section 25 – Information otherwise accessible**, some information would be available on the Strathclyde Safety Camera Partnership website:-

http://www.strathclydecameras.com/cameras_byregion.asp
http://www.strathclydecameras.com/about_finance.asp

In terms of the other information requested, the Panel upheld the application of **Section 35 (1) (a) & (b) – Law Enforcement and Section 39 (1) – Health, Safety and the Environment**.

The Panel noted that in his email dated 15 June 2010, Inspector Cuthbertson explained the differences between your request and a previous similar request which has hopefully clarified the position.

You might also be interested in a decision made by the Scottish Information Commissioner with respect of a request to Tayside Police in 2007. While the decision notice comments on a number of other issues, the basis for the request is very similar to your own request. The decision notice can be obtained through the following link:-

<http://www.itspublicknowledge.info/ApplicationsandDecisions/Decisions/decisions.php?search=094%2F2007&year=2007&exemptions=0&EIRS=0&status=0&outcome=&perPage=20&perPage=20>

If, after receiving the decision of the Panel, you are not satisfied, you are entitled to make an application for decision to the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife FY16 9DS, telephone number 01334 464610.

Yours sincerely

Sheena Brennan
Acting Head of Information Management &
Force Disclosure Manager