

Mr Wyllie

By email: [request-35024-aa7d28a3@whatdotheyknow.com](mailto:request-35024-aa7d28a3@whatdotheyknow.com)

9 August 2010

Our ref: A426175

Dear Mr Wyllie

### Information Request – Closed Board Papers

Thank you for your information request. We have considered this part of your request under the Environmental Information (Scotland) Regulations 2004 (the 'EIRs').

You asked us to provide closed board papers presented at Board meetings and minutes taken between 16 September 2009 to 20 April 2010 and also to Board meetings in 2003. We searched for all the relevant information and, in assessing it, concluded that the majority of it is environmental information as defined under Regulation 2(1) of the EIRs and we are therefore responding under this legislation.

We also identified two papers and one minute which we believed not to fall within the definition of environmental information and we released this information to you under the Freedom of Information (Scotland) Act 2002 (FOISA) on 12 July 2010.

### Information Released

#### Board Papers

No	Title of paper	Date of Meeting
1	SNH/10/1/6 - Allocations 2010/11	23 February 2010
2	SNH/03/1/7 - Health and Safety Executive Investigation	11 February 2003
3	SNH/03/1/7 - Health and Safety Executive Investigation - Annex 1	11 February 2003
4	SNH/03/1/7 - Health and Safety Executive Investigation - Annex 2	11 February 2003
5	SNH/03/1/7 - Health and Safety Executive Investigation - Annex 3	11 February 2003
6	SNH/03/2/8 - The Review of National Nature Reserves	18 March 2003
7	SNH03/3/7 - Relocation - Options	20 May 2003
8	SNH03/3/7 - Relocation - Cover Note from John Markland	20 May 2003
9	SNH03/3/7 - Relocation - Annex A	20 May 2003
10	SNH03/3/7 - Relocation - Annex B	20 May 2003
11	SNH03/3/7 - Relocation - Annex C	20 May 2003
12	SNH03/3/7 - Relocation - Annex D	20 May 2003
13	SNH03/3/7 - Relocation - Annex E	20 May 2003
14	SNH03/3/7 - Relocation - Annex F	20 May 2003
15	SNH03/3/7 - Relocation - Annex G	20 May 2003
16	SNH03/3/7 - Relocation - Annex H	20 May 2003
17	SNH/03/5/4 - The Review of National Nature Reserves - Cairngorms NNR	20 May 2003

<b>18</b>	SNH/03/5/5 - Relocation Update	01 July 2003
<b>19</b>	SNH03/8/4 - Deer and the Natural Heritage - Current Issues You may also wish to refer to Scotland's Wild Deer: A National Approach <a href="http://www.snh.gov.uk/docs/C249895.pdf">http://www.snh.gov.uk/docs/C249895.pdf</a>	01 July 2003
<b>20</b>	SNH/03/8/5 - Membership of the Scientific Advisory Committee	16 December 2003

#### Minutes

<b>21</b>	SNH Board Meeting - 18 August 2009 - Closed Session Minutes	18 August 2009
<b>22</b>	SNH Board Meeting - 23 February 2010 - Closed Session Minutes	23 February 2010
<b>23</b>	SNH Board Meeting - 11 February 2003 - Closed Session Minutes	11 February 2003
<b>24</b>	SNH Board Meeting - 18 March 2003 - Closed Session Minutes	18 March 2003
<b>25</b>	SNH Board Meeting - 20 May 2003 - Closed Session Minutes	20 May 2003
<b>26</b>	SNH Board Meeting - 10 June 2003 - Closed Session Minutes	10 June 2003
<b>27</b>	SNH Board Meeting - 1 July 2003 - Closed Session Minutes	01 July 2003
<b>28</b>	SNH Board Meeting - 15 July 2003 - Closed Session Minutes	15 July 2003
<b>29</b>	SNH Board Meeting - 2 September 2003 - Closed Session Minutes	02 September 2003
<b>30</b>	SNH Board Meeting - 10 & 11 November 2003 - Closed Session Minutes	10 & 11 November 2003
<b>31</b>	SNH Board Meeting - 16 December 2003 - Closed Session Minutes	16 December 2003

#### Information Not Released

We have not released some information to you.

We have not released Closed Board Paper SNH/09/4/4 - Wildlife and Natural Environment Bill as we believe that this comprises an internal communication to facilitate discussion of SNH's response to the Consultation on the draft Bill. We consider that the public interest in this case lies with the public authority (SNH) having appropriate time and discussion space to deliberate in a manner that allows a frank and open discussion of all options set out. We are therefore applying an exception to the release of this information under Regulation 10(4)(e) of the EIRs – Internal Communications.

We will make this Board paper available once the Wildlife and Natural Environment Bill has completed its passage through Parliament. In the meantime we are happy to provide you with a link to our formal response to the Consultation. This document is already publicly available and can be accessed via;

<http://www.scotland.gov.uk/Resource/Doc/291204/0089787.pdf>

We have not released some of the information in SNH/03/2/8 - The Review of National Nature Reserves (document 6). We have withheld some information as we believe that this

constitutes personal data under the Data Protection Act 1998, and we believe that release of this information would contravene the data protection principles. We are therefore applying an exception to the release of this information under Regulation 11(2) of the EIRs – Personal Data.

We have not released some of the information in SNH Board Meeting - 18 August 2009 - Closed Session Minutes (document 21) as this is the minute of the discussion of SNH/09/4/4 - Wildlife and Natural Environment Bill. We are therefore applying an exception to the release of this information under Regulation 10(4)(e) of the EIRs – Internal Communications.

We will make this information available once the Bill has completed its course through Parliament.

### **Review and Appeal**

I hope the information we have provided meets your requirements, however if you are dissatisfied with how we have responded to your information request please write to us at Battleby, Redgorton, Perth, PH1 3EW, or email us at [foi@snh.gov.uk](mailto:foi@snh.gov.uk), explaining your concerns. Our Director of Strategy and Communications, John Thomson, or his nominated delegate will carry out a review of our response and provide an outcome within 20 working days.

If you are not satisfied following this, you can make an appeal to the Scottish Information Commissioner. The Scottish Information Commissioner can be contacted at:

Scottish Information Commissioner  
Kinburn Castle  
Doubledykes Road  
St Andrews  
Fife  
KY16 9DS

Telephone: 01334 464610  
<http://www.itspublicknowledge.info/>

Yours sincerely

***Rhoda Davidson***

Rhoda Davidson  
Information Officer