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## Scarborough Borough Council

FAO Stephen Adamson

By email to:  
request-156010-  
98d89ea7@whatdotheyknow.com

Our Ref:  
MR/CP01/152/FOIA2555

Date 25 April 2013

Dear Mr Adamson,

**Freedom of Information Act 2000 – FOIA2555**

**Date of Request: 5 April 2013**

**Last Date for Response: 3 May 2013**

I refer to your request for to the Council to release certain information into the public domain pursuant to the Freedom of Information Act 2000 ("FOIA"):

*'Please could you provide, in electronic map form, a map or maps of all the land owned and managed by Scarborough Borough Council delineated, and the land owned and managed distinguishable'.*

You have requested a wide range of documents. Locating, retrieving and extracting the information you seek will involve a Council wide exercise taking considerable officer time. Searches of a significant number of Council email accounts will be required, as will searches of paperwork held by various departments.

Section 12 of the FOIA states:

- (1) Section 1(1) of the FOIA does not oblige a public authority to comply with a request for information if the authority estimates that the cost of complying with the request would exceed the appropriate limit.

The "appropriate limit" is defined at Regulation 3(3) of the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004 (the "Regulations") as being £450. Regulation 4(4) of the Regulations states that costs are to be estimated at a rate of £25/hour. This in effect means that the appropriate limit equates to 18 individual man hours.

For the purposes of the estimate, under Regulation 4(3) of the Regulations the Council may



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taken into account the following:

The costs it reasonably expects to incur in relation to the request in:

- (a) determining whether it holds the information
- (b) locating the information, or a document which may contain the information
- (c) retrieving the information, or a document which may contain the information
- (d) extracting the information from a document containing it

For the reasons stated I consider that the Council would incur to locate, retrieve and extract information relating to your request would substantially exceed the appropriate limit. Consequently the Council will not be processing your request further.

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request a review of our decision, you should write to the Freedom of Information Officer, Town Hall, Scarborough YO11 2HG or email [foi@scarborough.gov.uk](mailto:foi@scarborough.gov.uk).

If you are subsequently unhappy with the outcome of the review, you may apply directly to the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF, Tel: 01625 545745; Fax: 01625 524510. Website: [www.ico.gov.uk](http://www.ico.gov.uk).

Yours faithfully



**Mark Robinson**  
**Solicitor**  
**Freedom of Information Officer**

