

ENVIRONMENTAL INFORMATION (SCOTLAND) REGULATIONS

Further to the request for information that you submitted to NHS Dumfries and Galloway on 5th June 2017, we note that the acknowledgement to your request confirmed that the information would be handled through the Freedom of Information (Scotland) Act 2002 (FOISA), which is incorrect. Section 39(2) of FOISA has been applied, as the information requested is 'environmental information', therefore, should be dealt with through the Environmental Information (Scotland) Regulations 2004 (EIR), rather than FOISA. We apologise for any confusion this may have caused.

In relation to the request itself, which focuses on the PFI PPP Safety Audit, NHS Dumfries and Galloway wish to inform you that an extension is considered necessary (under regulation 7(2) of the EIR to allow us time to gather and collate the information within the request. With this in mind, due to the volume of information involved we wish to apply for an extension to your request of a further 20 days, giving a new response deadline of 1st August 2017.

If you are dissatisfied with the way NHS Dumfries and Galloway has dealt with your request, you have a right to request a review of our actions and decisions in relation to your request, and you have a right to appeal to the Scottish Information Commissioner to investigate whether NHS Dumfries and Galloway were entitled to extend the time limit to 40 working days (regulation 7(3)).

Yours sincerely

EIR/FOI Officer

Chairman: Philip N Jones
Chief Executive: Jeff Ace