

STATEMENT OF REASONS

FOI REVIEW - GORDON STALKER (24487)

The Review Panel had before it the initial request, the Service response, the request for review and a further submission from the service. The Review Panel noted that the requester was afforded the opportunity to make further representations but chose not to do so.

The Review Panel noted that the requester had raised three issues in his request for review.

Firstly, he stated that the initial response to him was sent outwith the timescale provided within the Freedom of Information (Scotland) Act 2002. The Review Panel noted that the service had recognised this and had apologised to the requester for the late reply in the initial response. Notwithstanding this, the Review Panel also tendered an apology on behalf of the service.

Secondly, the requester queried the number of complaints the service advised it had received, making reference to a planning application for Royal Arch Riverside Park and the number of objections to that. The Review Panel noted that there may have been a misunderstanding on the part of the requester, in that an objection to a planning application is not classed as a complaint. The Review Panel determined that there had been one other formal complaint namely, the one from the requester and one other. There were 52 representations lodged in relation to the planning application APP/2022/0366 and one mentioned the advertisements.

Thirdly, the requester claimed that the service had provided false information to him. The Review Panel determined that the information provided was not false, for the reason set out above, but that the clarification provided should assist the requester.

The Review Panel decided that the original decision required modification to the extent of providing the information contained herein.