



Community and Enterprise Resources
Executive Director **Michael McGlynn**
Roads and Transportation Services

Andrew Mcharg

Our ref: FOI-EIR/A2820484
Your ref:
If calling ask for: Paul Lange
Phone: 0303 1231015
Date: 2 August 2019

Dear Sirs

Freedom of Information (Scotland) Act 2002 (FOISA)
Environmental Information (Scotland) Regulations 2004 (The EI(S)Rs)
Request for Information (A749) Stonelaw Road, Rutherglen

I refer to your information request received by the Council on 8 July 2019 in which you ask for the following:

1. Details of all roadworks which have occurred on Stonelaw Road (A749) in the area bounded by Rodger Drive and Buchanan Drive, including Crosshill Drive.
2. Reference number of works as posted on the Scottish Road Works Commissioner website.
3. Location of Works.
4. Planned start and completion dates of works.
5. Actual start and completion dates of works.
6. Promoter of works.
7. Whether traffic management was required, and if so any details of this held by the Council.

Freedom of Information (Scotland) Act 2002 (FOISA)

The Council has considered that the information is exempt from the provisions of FOISA. The relevant exemption is that the information is subject to the Environmental Information (Scotland) Regulations 2004 (section 39(2) of FOISA).

The fact that an exemption applies does not mean that the Council can hold back the information. It can only hold back information if the public interest in doing so outweighs the public interest in disclosing the information. This is called "The Public Interest Test" and it applies in this case.

Montrose House, 154 Montrose Crescent, Hamilton ML3 6LB Phone: 0303 1231015
Text Phone: 01698 454039 Email: RoadsandTransportation@southlanarkshire.gov.uk

The Council considered the following public interest in favour of disclosure

- ❖ To enable members of the public to exercise their rights to access public information under FOISA

The public interest considered in favour of holding back the information is:

- ❖ That a separate regime exists for the consideration of requests for environmental information and the EI(S)Rs serve a more proactive ethos to environmental information. The public interest is therefore to ensure that the proactive element of the EI(S)Rs is not lost because the Council dealt with the request under FOISA.

The Council will go on to respond to your request in terms of the EI(S)Rs.

Information Released

Please Note:

The information released is for the twelve month period prior to the date of your request:
8 July 2019.

Question 1. Details of all roadworks which have occurred on Stonelaw Road (A749) in the area bounded by Rodger Drive and Buchanan Drive, including Crosshill Drive.

Please see attached document entitled, **Inspection Report – Stonelaw Road, Rutherglen 1-2-15 – 8-7-19 Section 7/8 & Inspection Report - Croshill Drive, Rutherglen 1-2-15 - 8-7-19**

Inspection Reports are raised when issuing Works Instructions, and as you can see on the Inspection Report document, works instructions were issued for the period 01/02/2015 to 8/07/2019

Question 2. Reference number of works as posted on the Scottish Road Works Commissioner website.

Please see section Information held back in terms of section 10 (4) of EI(S)R

Question 3. Location of Works

Please see attached document entitled, **Inspection Report – Stonelaw Road, Rutherglen 1-2-15 – 8-7-19 Section 7/8 & Inspection Report - Croshill Drive, Rutherglen 1-2-15 - 8-7-19**

The attached document shows the locations of all works carried out on the requested sections of road.

Question 4. Planned Start and completion dates of works.

Please see attached document entitled, **Inspection Report – Stonelaw Road, Rutherglen 1-2-15 – 8-7-19 Section 7/8 & Inspection Report - Croshill Drive, Rutherglen 1-2-15 - 8-7-19**

The attached document shows the start date for all works carried out on Stonelaw Road between the requested dates.

Question 5. Actual Start and completion dates of works.

Please see attached document entitled, **Inspection – Stonelaw Road, Rutherglen 1-2-15 – 8-7-19 Section 7/8 & Inspection Report - Croshill Drive, Rutherglen 1-2-15 - 8-7-19**

The attached document shows the start date for all works carried out on Stonelaw Road between the requested dates.

Question 6. Promoter of works.

South Lanarkshire Council promote our own works. We do not hold records on any works carried out by private utility companies.

Question 7. Whether traffic management was required, and if so any details of this held by the Council.

Please see attached document entitled, **Inspection Report – Stonelaw Road, Rutherglen 1-2-15 – 8-7-19 Section 7 & Inspection Report - Croshill Drive, Rutherglen 1-2-15 - 8-7-19**

The attached document shows the traffic management that was required and used on site by the Council to complete the works. We do not hold all information relating to traffic management for all works instructed but have provided what is available

Question 1 & 3. Information held back in terms of section10 (4) of EI(S)R.

We do not hold the records of independent contractors who may have carried out works on Stonelaw Road. This information is held in the Scottish Road Works Register (SRWR). The Council only has access to this information but is not the registered keeper of the information.

The registered keeper of the Scottish Road Works Register (SRWR) can be contacted at:

Office of The Scottish Road Works Commissioner
E Spur
Saughton House
Broomhouse Drive
Edinburgh EH11 3XD
Tel 0131 244 9936
E-Mail enquiries@roadworksscotland.gov.uk

Fee Payable

The EI(S)RS allows us to charge a fee to provide information in response to a request for information.

There is no fee in this case.

Request for Review

We have an internal panel (the Review Panel) to deal with complaints from people who are not happy about the way that we have handled their request. Staff not involved in the original decision will handle any review. If you want to complain, you can ask the Review Panel to look at the way that we have dealt with your request. It will consider whether we have complied with the requirements of the legislation. Please note that if you wish to complain, you must do so by 3 October 2019. You must explain why you are not happy when requesting a review.

You should send your request for a review to:

Mr. W. Dunn
Information Compliance Manager
Finance and Corporate Resources
Floor 11, Council Offices
Almada Street
Hamilton ML3 0AA

Alternatively, you can request a review at foi.reviews@southlanarkshire.gov.uk.

Please note that the Review Panel cannot look at any decisions taken by the Council or actions of the Council or any of its employees or a service provided by it that are not connected to the handling of your request for information.

Appeal to the Scottish Information Commissioner

If you are not happy with the outcome of the review, you can appeal to the Scottish Information Commissioner. The Commissioner will decide whether we have dealt with your request properly. Please see the Commissioner's website at www.itspublicknowledge.info for further details.

Yours sincerely



Martin Muir
Roads Area Manager