



Mr Nick Kempe  
nickkempe1@gmail.com  
EIR Ref: 2016-062 REVIEW

18th January 2017

Dear Mr Kempe,

**REQUEST FOR REVIEW OF DECISION UNDER ENVIRONMENTAL INFORMATION (SCOTLAND) REGULATIONS 2004 (the “Regulations”)**

Loch Lomond & The Trossachs National Park Authority received your request for review on 19<sup>th</sup> December 2016 relating to your request for information with the reference number EIR 2016-062.

Basis of Request for Review

Details of your grounds for requesting a review are as follows:

1. *“I appreciate the slides are out of date but this is irrelevant to my information request. I asked you if you held information on the meaning/significance of the two large black and three large yellow dots. Do you hold the information or not? If so, please provide it.”*
2. *“My understanding is you have made an error in law. If you need to clarify a request you can suspend processing the application - as you have done in responses to me several times previously - pending clarification. You have not done this or made any attempt to say how you believe my request might be made less general. I don't believe this is too general at all. It is asking if you had a methodology or if you exchanged emails or had meetings about how you came up with the maximum permits available for different periods. I asked if you hold information on this and you have failed to reply, hence my review request.”*
3. *“Now I appreciate our response to this but again you have failed to say whether you hold any information about what constituted a peak weekend and what comprised a holiday weekend as it was used at the time (I appreciate it is no longer in use). I am therefore asking for a formal review of your response. If you don't hold any information all you need to do is state that clearly.”*

Decision

Further searches for relevant information have been completed and having undertaken a review we are now in a position to respond. Please note that the person completing the review was not involved in the original decision.

1. On your first point, I have to tell you that we do not hold any written information about the meaning of the coloured dots and therefore R10(4)(a) applies.
2. Although we did provide advice and assistance under R9 of the EIRs on your second point, I acknowledge that we did not offer you the opportunity to provide clarification to your response in order to make it less general before applying the exception under

**LOCH LOMOND & THE TROSSACHS NATIONAL PARK AUTHORITY**

National Park Headquarters, Carrochan, Carrochan Road, Balloch, G83 8EG Long: 4°34'24"W Lat: 56°00'12"N  
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R10(4)(c). In your review request you have provided clarification and this has been considered as part of the review. Further searches have been carried out and no written information is available. As no written information is held R10(4)(a) applies.

3. I confirm that no relevant written information is held under R10(4)(a).

### Review Procedure

If you are not satisfied with this decision you are entitled to appeal to the Scottish Information Commissioner. Please note that in order for an appeal to take place you must lodge your appeal within six months of the date of receipt of this letter.

Scottish Information Commissioner  
Kinburn Castle  
Doubledykes Road  
St Andrews  
Fife  
KY16 9DS  
Tel: 01344 464 610  
Website: [www.itspublicknowledge.info](http://www.itspublicknowledge.info)  
E-mail: [enquiries@itspublicknowledge.info](mailto:enquiries@itspublicknowledge.info)

Yours sincerely

Governance and Legal Team  
Loch Lomond & The Trossachs National Park Authority  
E-mail: [info@lochlomond-trossachs.org](mailto:info@lochlomond-trossachs.org)

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