



Mr Nick Kempe
nickkempe1@gmail.com
EIR Ref: 2016/057

12th December 2016

Dear Mr Kempe

REQUEST UNDER ENVIRONMENTAL INFORMATION (SCOTLAND) REGULATIONS 2004

I refer to your request for information, received by email on 11th November 2016.

We have applied the exemption under Section 39(2) of the Freedom of Information (Scotland) Act 2002 as we have determined that the information sought in your request is environmental information. We are therefore handling your request under the terms of the Environmental Information (Scotland) Regulations 2004 (EIRs). In this case the public interest in maintaining this exemption and in dealing with the request in line with the requirements of the EIRs outweighs any public interest in disclosing the information under FOISA.

Your specific requests and the response from the National Park Authority are provided below.

“I am now making a formal request for all information the LLTNPA holds (papers, internal communications, external correspondence) on the LLTNPA's intention to prosecute people camping in contravention of the proposed camping byelaws but abiding by Scottish Outdoor Access Code.”

Under R10(4)(c) of the EIRs, we have to advise that it has not been possible to identify relevant information to answer this request, as it is formulated in too general a manner.

In order to comply with our duty to advise and assist under R9 of the EIRs, we can advise that the Scottish Outdoor Access Code is a practical guide to access rights and responsibilities while the Camping Management Byelaws are legally enforceable laws which will come into force from the 1st March 2017, as directed by Scottish Ministers.

While the Park Authority hopes that there will be no requirement to prosecute anyone, the Camping Management Byelaws are legally enforceable laws and it may be necessary for the Park Authority to take enforcement action as a last resort where there has been a contravention of the byelaws.

“I am also requesting under FOI who authorised the Questions and Answer piece which has been published on the Your Park blog under the name Magic Dust.”

‘Magic Dust’ is a username for a member of staff logging on to the website to add in updates. Updates to the website are authorised by the Head of Communications.

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
t: 01389 722600 f: 01389 722633 e: info@lochlomond-trossachs.org w: lochlomond-trossachs.org
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“I also request copies of all written materials, including presentations, that were provided to participants in the stakeholder meeting to discuss the Park's camping strategy under FOI legislation.”

All written materials, including a presentation can be found on our website as follows:

Agenda: <http://www.thisisyourpark.org.uk/download/your-park-stakeholder-forum-agenda-3rd-november-2016/?wpdmdl=2340>

Presentation:

<http://www.thisisyourpark.org.uk/download/stakeholderforumpresentation/?wpdmdl=2336>

Meeting notes:

<http://www.thisisyourpark.org.uk/download/your-park-stakeholder-forum-notes-3rd-november-2016/?wpdmdl=2338>

Yours sincerely

Governance & Legal Team
Loch Lomond & The Trossachs National Park Authority

Review Procedure

If you are dissatisfied with this response, or the way in which the Authority has dealt with your request, you are entitled to ask the Authority to review its decision. Please note that in order for a review to take place you must:-

- Lodge a written request for a review within 40 working days of either the date on which you received a response from the Authority or the date by which you should have received a response under the terms of the Environmental Information (Scotland) Regulations 2004, whichever is the later.
- Include your name, address for correspondence, a description of the original request, and the reasons why you are dissatisfied; and

address your review request to:

Governance & Legal Team
Loch Lomond & The Trossachs National Park Authority
National Park Headquarters
Carrochan
Carrochan Road
Balloch
G83 8EG
E-mail: info@lochlomond-trossachs.org

Please note that links provided to information available elsewhere are intended to assist you. Requests for information held by other public authorities, and any complaints regarding access to such information should be addressed to that authority. These review procedures relate only to information which is directly under the control of Loch Lomond & The Trossachs National Park Authority.

The review of your request will be handled by staff who were not involved in the original decision. You will receive notice of the result of your review within 20 working days.

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If you are not satisfied with the response to your request for review, you can contact the Scottish Information Commissioner, the independent body which oversees the Environmental Information (Scotland) Regulations 2004, at:

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

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