



Mr Nick Kempe
nickkempe1@gmail.com
EIR Ref 2019/006

6th June 2019

Dear Mr Kempe

Further to our email of 28th May 2019, we note that you have not yet responded to our request for clarification to your email of 9th May 2019, regarding the date range for the communications you are interested in and whether you are interested in communications with the agent or with the two applicants.

We have therefore considered your request for a written summary of how it is that land owned or leased by the Park Authority is included within the Planning Application and what agreements have been made and by whom, and can provide you with a response to this part of your enquiry.

We have not agreed that the land occupied by the Park Authority can be included in the area covered by the West Riverside planning application. It may be helpful to explain that in Scotland it is not necessary to be the owner of land to submit a planning application in relation to it.

A planning applicant may submit a certificate to the planning authority showing the owner of the land and any agricultural tenants, and whether the applicant has notified them of the application. The Landowner does not need to be aware of a planning application until notification is sent out.

The Planning Officer became aware of the inclusion of land occupied by the Park Authority and requested further information about this from the agent, in the letter sent on 8th August 2018 to request further information. This letter is available via our online planning portal, using the reference 2018/0133/PPP. Please note the inclusion of this point at the end of the letter, this matter was initially raised with the agent in July 2018.

For the avoidance of doubt we can confirm that there have been no agreements put in place with the applicants, Scottish Enterprise and Flamingo Land, or with the agent acting on their behalf, regarding the land occupied by the Park Authority that has been included in the planning application which is currently under consideration.

Please advise if this explanation is sufficient for your purposes or if you required additional information, in which case we would be grateful if you could provide some more specific details as to the communications you are interested in.

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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Yours sincerely

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

Review Procedure

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

- Send your request for review in writing, setting out in full the reasons why you are requesting a review.
- Submit your review request 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 Freedom of Information (Scotland) Act 2002, whichever is the later.
- 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

The review 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.

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 Freedom of Information (Scotland) Act 2002, at:

Scottish Information Commissioner
Kinburn Castle
Doubledykes Road
St Andrews
Fife
KY16 9DS
Tel: 01334 464610
Website: www.itspublicknowledge.info
E-mail: enquiries@itspublicknowledge.info

Online appeal portal: www.itspublicknowledge.info/Appeal

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