



EIR 2018/015

29th June 2018

REQUEST UNDER ENVIRONMENTAL INFORMATION (SCOTLAND) REGULATIONS 2004

I refer to your request for information, received by email on 15th June 2018. The information you have requested is environmental information, as defined in Regulation 2 of the Environmental Information (Scotland) Regulations 2004 (EIRs). The Park Authority has an obligation to deal with your request under the EIRs and an option to also deal with your request under the Freedom of Information (Scotland) Act 2002 (FOISA), unless the public interest lies in dealing with your request solely under the EIRs. We consider that the public interest in dealing with your request solely under the EIRs outweighs the public interest in also dealing with your request under FOISA, on the basis that the public interest is not served by duplicating consideration of your request under both regimes. We have therefore applied the exemption in section 39(2) of FOISA and dealt with your request under the EIRs alone.

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

“who exactly was responsible for the recent dredging of Loch Lomond”

Glasgow 2018, as part of Glasgow City Council applied to the National Park Authority for planning permission to carry out works to extend the existing channel in Drumkinnon Bay. This permission was granted. This is in preparation for the outdoor swimming event which is part of the European Championships, due to take place in August. Joint permission from the Park Authority and Scottish Enterprise was given to access this location, and a CARS licence to comply with the Water Environment (Controlled Activities)(Scotland) regulations was granted by the Scottish Environmental Protection Agency (SEPA).

“I would also like to know if and why Scottish water halted its progress.”

It may be that you are referring to the Scottish Environmental Protection Agency (SEPA) who are responsible for issuing a license to carry out works of this nature in Loch Lomond. We are aware that the works were not completed and understand that SEPA has given consent for the contractor to return to site to level out remaining high spots in the area.

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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“I would also like to know when and if a warning sign will be out in place”

There has been signage in place at this location for a number of years advising of the dangers that the uneven surface under the water presents. However additional temporary signage was installed on Friday 25th May 2018, with a further two large signs being installed in recent weeks. Despite the planned remedial works to the bay area to remove the high spots that were created as the dredging contractor removed from site, it is likely that the landowner will keep the new advisory signage in place reminding visitors this area is uneven underfoot and to exercise caution if entering the water.

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

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