QLTR

Queen's & Lord Treasurer's Remembrancer

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Our ref: BV/3226/13

Date: 09/05/2014

Dear

SIMPSON & FAIRBAIRN LIMITED (NOW DISSOLVED)
SUBJECTS: LAND AT THE CAULDIE, MILL ROAD, EARLSTON (MILL MEADOW)

Thank you for your email request dated 9 April 2014 under the Freedom of Information (Scotland) Act 2002 (FOISA) for identification of those parties who have intimated an interest in the above subjects with a view to submitting an offer.

We do endeavour to provide information whenever possible. However, in this instance an exemption under section 38(1)(b) (personal information) of FOISA applies to some of the information requested. This exemption applies because the information is personal data of a third party and disclosing it would contravene the data protection principles in Schedule 1 to the Data Protection Act 1998. Accordingly, I am able to confirm only that the Local Authority and three other parties have intimated an interest. One of those other parties has, however, subsequently withdrawn its intimation of interest.

If you are dissatisfied with the way in which your request has been handled, you do have the right to ask us to review it. Your request should be made within 40 working days of receipt of this letter and we will reply within 20 working days of receipt. If you require a review of our decision to be carried out, please write to The QLTR, Unit 5, 14 South St Andrew Street, Edinburgh EH2 2AZ, or for requests sent by e-mail to coqltr@copfs.gsi.gov.uk.

The review will be undertaken by staff not involved in the original decision making process.

If our decision is unchanged following a review and you remain dissatisfied with this, there is a right of appeal to the Scottish Information Commissioner under section 47(1) of FOISA.

Should you subsequently wish to appeal against the Commissioner's decision on such an appeal, there is a right of appeal to the Court of Session on a point of law only.

The Scottish Government