

## **Environmental Information Regulations 2004 (EIR)**

### **Decision notice**

**Date:** 23 January 2023

**Public Authority:** Isle of Anglesey County Council

**Address:** Council Offices  
Llangefni  
Anglesey  
LL77 7TW

#### **Decision (including any steps ordered)**

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1. The complainant requested information regarding an offer of building work made by their neighbour. Isle of Anglesey County Council (the "council") disclosed the requested information. The complainant considers that further relevant information should be held.
2. The Commissioner's decision is that, on the balance of probabilities, the council holds no further information falling within the scope of the request and that it, therefore, complied with regulation 5(1) of the EIR.
3. The Commissioner does not require the council to take any steps.

## **Request and response**

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4. On 14 October 2022 the complainant wrote to Isle of Anglesey County Council (the "council") and requested the following information:

"I'm still awaiting a copy of the offer of works made to Public Protection by [redacted] - the department emailed me about this on 1/4/22. I want a copy of their written offer to see it's contents."

5. The council disclosed the requested information and its final position is that it holds no further relevant information.

## **Reasons for decision**

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6. Regulation 5(1) of the EIR requires that a public authority that holds environmental information shall make it available on request.
7. The request relates to a dispute between the complainant, their neighbour and the council regarding building work. The council has explained that the matter has been ongoing for some time and that it has generated substantial correspondence.
8. The council has stated that it has disclosed all the relevant information relating to the "offer" identified in the request and that it has explained its position in relation to the substantive dispute to the complainant and their legal representatives.
9. Having considered the relevant evidence the Commissioner notes that the issue is of considerable concern to the complainant. However, as he has explained to the complainant, it is not the Commissioner's role to adjudicate in disputes but to determine whether authorities have complied with their information rights responsibilities. If the complainant is dissatisfied with the council's handling of the dispute it is open to them to pursue this via other legal remedies.
10. In this case the Commissioner has spent some time establishing what information is held by the council and he is satisfied that, on the balance of probabilities, it is likely that it has disclosed all the relevant information that it holds.
11. The Commissioner has, therefore, concluded that the council complied with regulation 5(1) of the EIR.

## Right of appeal

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12. Either party has the right to appeal against this decision notice to the First-tier Tribunal (Information Rights). Information about the appeals process may be obtained from:

First-tier Tribunal (Information Rights)  
GRC & GRP Tribunals  
PO Box 9300  
LEICESTER  
LE1 8DJ

Tel: 0203 936 8963

Fax: 0870 739 5836

Email: [grc@justice.gov.uk](mailto:grc@justice.gov.uk)

Website: [www.justice.gov.uk/tribunals/general-regulatory-chamber](http://www.justice.gov.uk/tribunals/general-regulatory-chamber)

13. If you wish to appeal against a decision notice, you can obtain information on how to appeal along with the relevant forms from the Information Tribunal website.
14. Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

**Signed** .....

**Christopher Williams**  
**Senior Case Officer**  
**Information Commissioner's Office**  
**Wycliffe House**  
**Water Lane**  
**Wilmslow**  
**Cheshire**  
**SK9 5AF**