

REPORT TO: POLICY AND RESOURCES COMMITTEE - 25 OCTOBER 2010

REPORT ON: EXTENSION OF COVERAGE OF FREEDOM OF INFORMATION (SCOTLAND) ACT 2002

REPORT BY: DEPUTE CHIEF EXECUTIVE (SUPPORT SERVICES)

REPORT NO: 626-2010

1.0 PURPOSE OF REPORT

1.1 The purpose of the report is to inform members of the proposed extension of coverage of Freedom of Information (Scotland) Act 2002 to certain bodies providing council functions/services.

2.0 RECOMMENDATIONS

2.1 It is recommended that the Council note these proposals and make no response to them.

3.0 FINANCIAL IMPLICATIONS

3.1 There are no financial implications arising directly out of this Report.

4.0 MAIN TEXT

4.1 The Scottish Government are currently consulting on a proposal to extend the Freedom of Information (Scotland) Act 2002 to certain new bodies. The Consultation Document can be found at <http://www.scotland.gov.uk/consultations>.

4.2 The Consultation includes proposals to extend FOISA to bodies such as Dundee Leisure (see pages 17-20 of the Consultation Document), contractors who build and/or maintain schools (see pages 11-13) and contractors who build, manage and maintain trunk roads under private finance contracts (see pages 26-28). The potential impact of the Climate Change (Scotland) Act 2009 and the Data Protection Act 1998 on any bodies to which FOISA is extended should also be noted.

4.3 Officers have considered the Consultation Document and have no comments to make.

4.4 The Report has been forwarded to Dundee Leisure and to such other bodies as have been identified as being potentially impacted by these proposals.

5.0 POLICY IMPLICATIONS

5.1 This report has been screened for any policy implications in respect of Sustainability, Strategic Environmental Assessment, Anti Poverty, Equality Impact Assessment and Risk Management. There are no major issues.

6.0 CONSULTATIONS

6.1 The Chief Executive, Director of Finance, Director of Education, Director of City Development and Director of Leisure and Communities have been consulted in the preparation of this Report.

7.0 BACKGROUND PAPERS

7.1 None

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Depute Chief Executive (Support Services)

DATE: 4 October 2010