

Freedom of Information Act 2000 (FOIA) Decision notice

Date: 25 March 2025

Public Authority: Bridgend County Borough Council

Address: Civic Offices
Angel Street
Bridgend
CF31 4WB

Request:

The complainant requested the following information from Bridgend County Borough Council on 16 May 2024:

"I am writing to make a formal request for information under the provisions of the Freedom of Information Act 2000. My request pertains to the refuse and recycling collection services outsourced by Bridgend County Borough Council to Kier and subsequently to Plan B.

Specifically, I would like to request the following information:

A comprehensive list detailing every occasion since the outsourcing of refuse and recycling collection services to Kier and then Plan B, where collection was delayed. For each instance of delay, please provide the following details:

Date of scheduled collection

Date of actual collection

Reason for the delay

Details of the contractual agreements between Bridgend County Borough Council and both Kier and Plan B. In particular, I am interested in the provisions regarding penalties for failed collections.

Please provide copies of relevant sections of the contract outlining these penalties.

Information regarding any penalties imposed on Kier and Plan B due to failed collections, including:

Dates of penalty imposition

Amount of penalties

Total amount of penalties paid to date by each company"

Commissioner's Decision:

A public authority will breach section 10 of FOIA if it fails to respond to a request within 20 working days. Based on evidence available to the Commissioner, by the date of this notice the public authority has not issued a substantive response to this request. Therefore the Commissioner finds a breach of section 10.

Steps:

The public authority must provide a substantive response to the request in accordance with its obligations under FOIA.

The public authority must take this step within 30 calendar days of the date of this decision notice. Failure to comply may result in the Commissioner making written certification of this fact to the High Court pursuant to section 54 of FOIA and may be dealt with as a contempt of court.

Right of Appeal:

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

Website: www.justice.gov.uk/tribunals/general-regulatory-chamber

Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF