

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

### **Decision notice**

**Date:** 8 April 2025

**Public Authority:** Bridgend County Borough Council

**Address:** Civic Offices Angel Street  
Bridgend  
CF31 4WB

#### **1. Request:**

The complainant requested the following information from Bridgend County Borough Council on 28 January 2025:

"As per the Freedom of Information Act (2000), please would you kindly provide me with the following information?"

- Maintenance and/or inspection records from the last 18 months relating to the two BCBC owned culverts located behind Ty Caer Castell, Brackla, CF31 2DL (crowned.shop.hops)
- Confirmation that a BCBC representative attended Ty Caer Castell following the flooding event on Friday 6th September 2024 including what time they visited and what their observations were
- Confirmation of any calls/complaints raised by residents of Ty Caer Castell during the weekend of Friday 6th September 2024 - Sunday 8th September 2024
- Observations and report obtained from the Land Drainage Officer employed by BCBC who attended Ty Caer Castell on Monday 9th September 2024 to check on the watercourse and culverts
- Meeting minutes from any discussions BCBC have had with Network Rail following the flooding incident of 6th September 2024 in relation to the

culverts located around Ty Caer Castell (both BCBC and Network Rail owned)”

## **2. Commissioner’s Decision:**

A public authority will breach regulation 5(2) of the EIR 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 regulation 5(2).

## **3. Steps:**

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

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.

## **4. 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](mailto:grc@justice.gov.uk)

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

Reference: IC-368754-K7B1

**Information Commissioner  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF**