

Information Governance

Re-Use of Public Sector Information

Statement of Public Task

The Council is a public sector body for the purposes of the Re-Use of Public Sector Information Regulations 2015 (the Regulations). Its powers are conferred by statute and include:

- **mandatory powers** – such as providing schooling and social work services;
- **permissive powers** – such as economic development and recreation services; and,
- **regulatory powers** – such as planning control, trading standards, environmental health and the issue of licences for taxis and public houses.

The Council is responsible for the provision of a range of public services within the East Lothian area. The main services the Council provides, in addition to its regulatory and licensing functions, are:

- Education
- Social Work
- Roads and Transport
- Economic Development
- Housing and the Built Environment
- Waste Management
- Environmental Protection
- Libraries, Arts and Culture

In addition, the Local Government in Scotland Act 2003 gives a statutory basis to partnership working between all agencies (such as health boards, benefits agencies, further and higher education institutions) responsible for public service delivery in an area. This partnership approach is called Community Planning. The Council is responsible for initiating, facilitating and maintaining Community Planning within the East Lothian area.

Information which the Council produces in the delivery of these public tasks is generally available for re-use under the Regulations, subject to the terms of the [Open Government Licence](#). However:

- the Regulations do not apply to information that would be exempt from disclosure under information access legislation, e.g. the Data Protection Act 1998, the Freedom of Information (Scotland) Act 2002 and the Environmental Information (Scotland) Regulations 2004;
- the Regulations do not apply to documents held by schools; and
- the Regulations do not apply to a document where a third party owns certain intellectual property rights in the document.