



**DEFENCE ESTATES**  
Delivering Estate Solutions to Defence Needs

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Ms C Pollakowski

Your Ref

1127-a2ecd840@whatdotheyknow.com

Our Ref

14-07-2008-121237-003

Date

3 July 2008

Dear Ms Pollakowski

### **Request for Information: Compulsory Purchase Orders**

Thank you for your enquiry dated 14 July 2008. This was passed to Defence Estates (DE), the Ministry of Defence (MOD) organisation responsible for managing the defence estate and has been dealt with under the Freedom of Information (FOI) Act 2000.

You asked for details of all Compulsory Purchase Orders made by the MoD.

I should start by saying that the Department retains the right to use compulsory powers under the Defence Acts, however the use of such powers is an extremely unusual step and would normally only be used where reasonable terms and a settlement cannot be negotiated by agreement. The powers are retained for use only in times of a specific threat to the defence and security of the realm and its interests.

We believe that only two such Orders have been made since the Second World War, at Warcop in September 2002 and Eskdalemuir in September 2005. Orders may have been considered in other cases but not actually used.

I hope this reply has been useful but if you are unhappy with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Director of Information Exploitation, 6<sup>th</sup> Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail [info-XD@mod.uk](mailto:info-XD@mod.uk)). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain unhappy following an internal review, you may take the complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate the case until the internal review process has been completed. Further details of the role and the powers of the Information Commissioner can be found on the Commissioners website <http://www.informationcommissioner.gov.uk>.

Yours sincerely,

*The Constitution Unit, a research body at University College London, is carrying out an independent evaluative study of the Freedom of Information Act 2000 in co-operation with a number of public authorities, including the Ministry of Defence. An important part of the evaluation process is gathering the experiences and opinions of FOI requesters like you. Any information you provide will only be seen by the Constitution Unit and will be handled in accordance with its privacy policy explained in the survey. The Ministry of Defence will only see the published results: no individual responses will be visible to us and your participation will have no effect on your future dealings with the Ministry.*

*If you would like to take part in this study, please visit the following link to be taken directly to the survey: <http://tinyurl.com/6prff8>. Or, if you prefer, contact Ben Worthy at [b.worthy@ucl.ac.uk](mailto:b.worthy@ucl.ac.uk) or on 020 7679 4974 to ask more about the study.*

*If you have filled this survey out before, we invite you to fill it out again in light of the recent response to your request.*