



## Home Office

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Telephone: 0207 035 4848  
E-mail: [public.enquiries@homeoffice.gsi.gov.uk](mailto:public.enquiries@homeoffice.gsi.gov.uk)  
Web Site: [www.homeoffice.gov.uk](http://www.homeoffice.gov.uk)

Mr Derek Canning  
[request-12171-5f83faa6@whatdotheyknow.com](mailto:request-12171-5f83faa6@whatdotheyknow.com)

Our Ref 12195  
Date 17-07-09

Dear Mr Canning,

Thank you for your email of 17 June 2009 to the Home Office in which you asked for an Internal Review into the handling of your Freedom of Information (FOI) request where you asked for information on 'what you can do in relation to investigating the fact that Parliament intended that the burden of proof should be on the prosecution in the Wildlife and Countryside Act 1981 however it has been wrongly placed on the defendant for many years?'

You complained that you had not received a response to your initial request of 18 May within 20 working days under the Freedom of Information Act.

We have checked our records and have managed to trace your original request. Unfortunately due to an administrative error your request was not allocated correctly, and as a result not answered. Therefore the Home Office was in breach of section 10(1) of the FOI Act by not responding within 20 working days. Please accept my sincere apologies for this oversight.

After a very thorough search, I regret to inform you that the Home Office does not hold the information that you have requested.

You could however forward your request to the Department for Environment, Food and Rural Affairs (Defra), who might be able to give you more information on this subject. For your information their address can be found below in Annex A to this letter.

Should you be dissatisfied with this response, details of your rights of complaint can be found in Annex B.

Yours sincerely,

John Gomes  
Information Rights Team

## **Annex A**

Requests for information from Defra can be submitted by filling the form (link given below). This is an interactive PDF form and may be completed on screen. Further information is available on the second link given below.

<http://www.defra.gov.uk/corporate/regulat/forms/foi/rif1.pdf>

<http://www.defra.gov.uk/corporate/regulat/forms/foi/rif1.htm>

## **Annex B – Complaints**

If you are dissatisfied with this response you may request an independent internal review of our handling of your request. During the independent review the department's handling of your information request will be reassessed by staffs who were not involved in providing you with this response. An internal review can be requested, quoting the above reference number, by submitting your complaint to:

Information Access Team  
Information Management Service  
Home Office  
4th Floor, Seacole Building  
2 Marsham Street  
London  
SW1P 4DF

[info.access@homeoffice.gsi.gov.uk](mailto:info.access@homeoffice.gsi.gov.uk)

Should you remain dissatisfied after this internal review, you will have a right of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act.