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Mr W Perrin  
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Whatdotheyknow.com

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Our ref: MG/008/004/001  
Web site: www.dft.gov.uk

30 SEPTEMBER 2009

Dear Mr Perrin,

Thank you for your request for information about the cost of the Network Rail refurbishment of the King's Cross Station Eastern Range building, which we received on 2 September 2009. I am dealing with it under the terms of the Freedom of Information Act 2000. The Department does hold information in relation to this matter.

The FOI Act obliges us to respond to requests promptly, in any case no later than 20 working days after receiving your request. However, when a qualified exemption may apply to the information, the public interest test needs to be considered. In such cases, we are not required to comply with your request until such time as is reasonable in the circumstances. We do, of course, aim to make all decisions within 20 working days, including in cases where we need to consider where the public interest lies in respect of a request for exempt information. Your request, however, raises complex public interest considerations which must be analysed before we can come to a decision on releasing the information.

The exemption that is relevant to the information you have requested is that under Section 43 of the FOI Act: disclosure of the information under the Act would, or would be likely to, prejudice the commercial interests of any person (including the public authority holding it).

In your case, we need to extend our response time limit by 20 working days in order to assess whether the public interest is in withholding the information or disclosing it. Therefore, we plan to let you have a response by 28 October 2009. If there is a need for any further delay we will keep you informed.

If you have any queries about this letter, please contact me. Please remember to quote the reference number above in any future communications.

If you are unhappy with the way the Department has handled your request or with the decisions made in relation to your request you may complain within two calendar months of the date of this letter by writing to the Department's Information Rights Unit at:

Zone D/04  
Ashdown House  
Sedlescombe Road North  
Hastings  
East Sussex TN37 7GA  
E-mail: FOI-Advice-Team-DFT@dft.gsi.gov.uk

Please see attached details of DfT's complaints procedure and your right to complain to the Information Commissioner.

Yours sincerely,

A handwritten signature in black ink that reads "Mike Gannon". The signature is written in a cursive style with a large initial 'M' and 'G'.

Mike Gannon  
Project Sponsor

### **Your right to complain to [DfT/Agency] and the Information Commissioner**

You have the right to complain within two calendar months of the date of this letter about the way in which your request for information was handled and/or about the decision not to disclose all or part of the information requested. In addition a complaint can be made that DfT has not complied with its FOI publication scheme.

Your complaint will be acknowledged and you will be advised of a target date by which to expect a response. Initially your complaint will be re-considered by the official who dealt with your request for information. If, after careful consideration, that official decides that his/her decision was correct, your complaint will automatically be referred to a senior independent official who will conduct a further review. You will be advised of the outcome of your complaint and if a decision is taken to disclose information originally withheld this will be done as soon as possible.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF