

# Department for **Transport**

Ms Daniela Drysdale  
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Our Ref: F0005707

21 September 2009

Dear Ms Drysdale

I am writing in response to your e-mail of 21 August 2009, which you sent in reply to the Department's letter of 17 June 2009 informing you of the outcome of its internal review into its decision not to release the information it holds concerning the Derbyshire.

You are seeking information held by the Department that refers in any way to MV Derbyshire or your weblog at <http://mv-derbyshire.blogspot.com/> and that was recorded since 12 October 2008, but your request excludes information concerned with the organisation and execution of a presentation delivered to the Derbyshire Family Association (DFA) and guests on 4 November 2008.

As the Department stated in its 17 June letter, the information recorded by the Department referring to MV Derbyshire or your weblog since 12 October 2008 was mainly concerned with the presentation to the DFA. The small remainder that is not concerned with that presentation is information recorded in the course of responding to two requests for information and one request for an internal review made under the Freedom of Information Act 2000. As the applicant for all of these, you have been in receipt of correspondence containing the information thus recorded.

According to section 21 of the Freedom of Information Act 2000, information which is reasonably accessible elsewhere is exempt from disclosure under the Act, and we consider that having previously provided you with the correspondence containing the information you have requested, that information is already reasonably accessible to you.

For the sake of clarity, I confirm that the Department holds no information that falls within the scope of your request and that you have not already received as the result of other FOI requests.

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.

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

*Yours sincerely*  
*Theresa Crossley*

**Theresa Crossley**  
**Head of Shipping**

## **Your right to complain to DfT 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