



David Windham  
By Email: request-627026-e761e2e3@whatdotheyknow.com

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14 January 2020

Dear Mr Windham

**Information request**

**Reference number:** FOI2019/01473

Thank you for your email of 12<sup>th</sup> December 2019, in which you requested the following information:

*In regards to FOI2019/00455, a copy of an email sent on 17th April 2019 at 16:02, by a Network Rail employee [name redacted], contains the following:*

*"Removal of the public PROW footbridge crossing over the railway and making the station footbridge the PROW - Southeastern has concerns that the removal of the PROW footbridge outside our lease area would create a public right of way across the station...["*

*Please send me a copy of that correspondence that Southeastern sent to Network Rail as referenced in this paragraph. I am not looking for commercially sensitive information, which you may redact, and am making this request under the EIR as it involves potential land development.*

I have processed your request under the Environmental Information Regulations 2004 (EIR) as the information requested is environmental according to the definition in regulation 2(c) of the EIR.<sup>1</sup> I can confirm that we hold the information you requested, however the information you requested has already been supplied to you in

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<sup>1</sup> Please note section 39 of the Freedom of Information Act 2000 (FOIA) exempts environmental information from the FOIA, but requires us to consider it under the EIR). In this case since your

FOI2019/00455 (please see email 7 in the corresponding zip file). I have consulted with experts within Network Rail, whom have confirmed that we have had no further correspondence from Southeastern regarding the footbridge at Marden, everything Network Rail hold was supplied in FOI2019/00455. To access response FOI2019/00455, please see the following link

<https://www.whatdotheyknow.com/request/570499/response/1370786/attach/html/3/FOI201900455.pdf.html>.

If you have any enquiries about this response, please contact me in the first instance at [FOI@networkrail.co.uk](mailto:FOI@networkrail.co.uk) or on 01908 782405. Details of your appeal rights are below.

Please remember to quote the reference number at the top of this letter in all future communications.

If you have any enquiries about this response, please contact me in the first instance at [FOI@networkrail.co.uk](mailto:FOI@networkrail.co.uk) or on 01908 782405. Details of your appeal rights are below.

Please remember to quote the reference number at the top of this letter in all future communications.

Yours sincerely

Emma Baker  
Information Officer

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### **Appeal Rights**

If you are unhappy with the way your request has been handled and wish to make a complaint or request a review of our decision, please write to the Head of Freedom of Information at Network Rail, Freedom of Information, The Quadrant, Elder Gate, Milton

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request refers to a measure affecting the environment, it is captured by the definition at regulation 2(c) of the EIR.

Keynes, MK9 1EN, or by email at [foi@networkrail.co.uk](mailto:foi@networkrail.co.uk). Your request must be submitted within 40 working days of receipt of this letter.

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