

Mr Carroll  
Whatdotheyknow.com  
Via email: request-314971-  
54a3b5e0@whatdotheyknow.com

Date: 3<sup>rd</sup> March 2016

Our Ref: 201602129 IB  
Your Ref: Request-314971-54a3b5e0

Hazardous Installations  
Directorate

Kay Brookes

HM Inspector of Health and Safety

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Acting Principal Inspector  
Mark Dixon

Dear Mr Carroll

**Environmental Information Regulations Request Reference No: 201602129**

Thank you for your request for information about the incident of 2<sup>nd</sup> January 2009 at the Solvay Solutions UK Ltd site in Oldbury.

Your request was received on 8<sup>th</sup> February 2016 and I am dealing with it under the terms of the Environmental Information Regulations 2004 (EIR)

I can confirm that the Health and Safety Executive (HSE) holds information of the description specified in your request.

However, we have estimated that complying with your request would be too burdensome because it would require an unreasonable diversion of resource and disrupt HSE in performing its core functions of regulating health and safety legislation within the hazardous installation industry. Under the Regulations we are permitted to refuse requests that are "manifestly unreasonable". We are therefore refusing your request on these grounds.

By way of explanation, the investigation documentation exceeds 1700 records and the Investigation Report includes information from over 25 Witness Statements; various site maps and engineering drawings; specialist reports and correspondence. The majority of this information is from third parties and HSE would be obliged to seek their consent (in the case of personal information) or their views prior to a decision being made on disclosure. You should also be aware that some of the information held may fall under Exception 12(5)(a) within the Regulations which relates to National Security/Public Safety or Exception 12(5)(e) which relates to the Confidentiality of Commercial or Industrial Information.

If you narrow the scope of your request, we may be able to provide the information. A reformulated request will be treated as a fresh EIR request.

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

If you are unhappy with the decisions made by HSE you may ask for an internal review within two calendar months of the date of this letter by writing to me.

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:

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

Tel: 01625 545700

Fax: 01625 524510

Email: [mail@ico.gsi.gov.uk](mailto:mail@ico.gsi.gov.uk)

Website: <http://www.informationcommissioner.gov.uk>

Yours sincerely



Kay Brookes  
HM Inspector of Health and Safety