

**C&CR FOI Investigation Team**  
1st Floor Westfields  
C/O Municipal Buildings  
Earle Street  
CREWE  
CW1 2BJ  
03001235500

Mr Harry Random



Date: 3 July 2018  
Our Reference: 3028133

Dear Mr Random

**Information Request - 3028133 - Collected Waste Data for Financial Year 2017 - 2018**

I am responding to your request for information, which has been considered under the Environmental Information Regulations 2004 (EIR) and logged as case 3028133.

Your request is as follows:

*Please find my request for information on Cheshire East Council Local Authority Collected Waste for Financial Year 2017 - 2018 (01 April 2017 to 31 March 2018). The specific data I require will show each of the following totals:*

- a) Household dry recycling/reuse (tonnes)*
- b) Household green recycling/reuse (tonnes)*
- c) Household - waste not sent for recycling (tonnes)*
- d) Non-household - waste sent for recycling/composting/reuse (tonnes)*
- e) Non-household - waste not sent for recycling (tonnes)*

*The definitions for 'a-e' are exactly the same definitions that CEC used when it compiled the following report - <https://www.gov.uk/government/statistical-data-sets/env18-local-authority-collected-waste-annual-results-tables>*

I confirm that Cheshire East Council holds the information you have requested. However, I am unable to provide you with that information as I consider that the following exceptions apply to it.

The information requested is exempt from disclosure under Regulation 12(4)(d) of the Environmental Information regulations (EIRs). The information consists of material which is still in the course of completion, unfinished documents including drafts or incomplete data.

To use this exception we are required to undertake a public interest test. The matters which were considered in applying the public interest test are as follows:

### **Factors in favour of disclosure**

There is always a general public interest in disclosing environmental information, derived from the purpose of the EIR. There may be an argument for informing public debate on the particular environmental issue that the information relates to.

### **Factors in favour of withholding**

The tables for the data you have requested are not available until the end of November/early December when the Environment Agency have fully evaluated and approved them.

It should also be acknowledged that public authorities should have the necessary space to think in private. To this end, public authorities will be entitled to refuse access if the request concerns material in the course of completion.

It is considered that the greater public interest therefore lies in not providing the information at this time. In coming to that conclusion, the public interest in providing the information has been carefully weighed against any prejudice to the public interest that might arise from withholding the information; in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

It is considered that the greater public interest therefore lies in not providing the information at this time. In coming to that conclusion, the public interest in providing the information has been carefully weighed against any prejudice to the public interest that might arise from withholding the information; in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

This response therefore acts as a refusal notice under regulation 14 of the Environmental Information Regulations.

Please quote the reference number 3028133 in any future communications.

Please note that an anonymised copy of this response may be included in the Council's disclosure log, which will be available on the Council's website shortly.

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If you are not satisfied with the outcome of your request or if you are not happy with the way your request has been handled, you can request an internal review. Internal review requests should be submitted within 20 working days of our response by emailing [xxx@xxxxxxxxxxx.xxx.xx](mailto:xxx@xxxxxxxxxxx.xxx.xx) or in writing to Compliance & Customer Relations Team, Cheshire East Council, 1st Floor, Westfields, c/o Municipal Buildings, Earle Street, Crewe, CW1 2BJ.

If you are not content with the outcome of the internal review, you then 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; Tel: 0303 123 1113; Fax: 01625 524510 or <https://ico.org.uk> The Information Commissioner will not normally investigate your case until the Council's internal review process has been completed.

Yours sincerely

Gill Clowes  
Customer Relations and Compliance Assistant - Cheshire East Council