

Freedom of  
Information  
Decision Notice

<b>SUMMARY</b>	
<b>APPLICANT</b>	Ms Tamara Crutchley
<b>REF NUMBER</b>	FOI-38-21
<b>SCOPE</b>	<p>I would be most grateful if you would provide me with details in respect to the contract below:</p> <p>Electrical Testing and the Provision of Electrical Conditioning Reports:  <a href="https://url6.mailanyone.net/v1/?m=1ID3yt-0006aA-4M&amp;i=57e1b682&amp;c=HhgPHwU47QsNz9apHPQneMH9ODS3QdmfDcIfVZjcEN2XdPPPDZDgnE6i2CLvUDYg4WYd2Ock_03ZiMhPCruwjlVtE6lveCpicmStuiHcw4fv_dmpybnRLOLLdgdjSM4rzxKm9yjX6rW9DTyodZADbW-owVK5Fo_6VZ04xQwCFMmq1YlcACyslDgzInpYeF5aW5Bs3Nu8N6aZXMjNHbr0LGR_jVdA-Q1KRLak9f9zzsK4FAfoi0uJUJ2mO6pusDJwJLEbdLbBybZiu0TmPf1CKqSiisXrBvGpnfllT8wj6FnVI8-ijjVMcxY6MrMhjl2K">https://url6.mailanyone.net/v1/?m=1ID3yt-0006aA-4M&amp;i=57e1b682&amp;c=HhgPHwU47QsNz9apHPQneMH9ODS3QdmfDcIfVZjcEN2XdPPPDZDgnE6i2CLvUDYg4WYd2Ock_03ZiMhPCruwjlVtE6lveCpicmStuiHcw4fv_dmpybnRLOLLdgdjSM4rzxKm9yjX6rW9DTyodZADbW-owVK5Fo_6VZ04xQwCFMmq1YlcACyslDgzInpYeF5aW5Bs3Nu8N6aZXMjNHbr0LGR_jVdA-Q1KRLak9f9zzsK4FAfoi0uJUJ2mO6pusDJwJLEbdLbBybZiu0TmPf1CKqSiisXrBvGpnfllT8wj6FnVI8-ijjVMcxY6MrMhjl2K</a></p> <p>The details we require are:</p> <ul style="list-style-type: none"> <li>• Start date and duration of framework</li> <li>• Is there an extension clause in the contract and, if so, the duration of the extension?</li> <li>• Has a decision been made yet on whether the contract is being either extended or renewed?</li> <li>• Who is the senior officer (outside of procurement) responsible for this contract?</li> </ul>
<b>DECISION MAKER</b>	Liam Jackson
<b>DECISION DATE</b>	1 March 2021

## **Decision**

I, Liam Jackson, Information Governance Assistant, dealt with your request for information received by the University of Wolverhampton (University) in accordance with the *Freedom of Information Act 2000* (the FOI Act).

I can confirm, the requested information is held by the University of Wolverhampton in part, as some of the requested information does not exist.

I have decided to withhold the requested information, which exists, in full in accordance with Section 21 of the FOI Act.

Please refer to the subsequent pages of this Decision Notice for further clarification on my decision.

Liam Jackson  
Information Governance Assistant  
1 March 2021

## Background & Scope of Application

On 19 February 2021, the University of Wolverhampton received Ms Crutchley's FOI application, requesting the following:

I would be most grateful if you would provide me with details in respect to the contract below:

Electrical Testing and the Provision of Electrical Conditioning Reports:

[https://url6.mailanyone.net/v1/?m=1ID3yt-0006aA-4M&i=57e1b682&c=HhgPHwU47QsNz9apHPQneMH9ODS3QdmfDclfVZjcEN2XdPPPDZDgnE6i2CLvUDYg4WYd2Ock\\_03ZiMhPCruwjIVtE6lveCpicmStuiHcw4fv\\_dmpybnRLOLLdgdjSM4rzxKm9yjX6rW9DTyodZADbW-owVK5Fo\\_6VZ04xQwCFMmq1YIcACysIDqzInpYeF5aW5Bs3Nu8N6aZXMjNHbr0LGR\\_jVdA-Q1KRLak9f9zzsK4FAfoi0uJUJZ2mO6pusDJwJLEbdLbBybZiu0TmPf1CKqSiisXrBvGpnfllT8wj6FnVI8-ijjVMcxY6MrMhjl2K](https://url6.mailanyone.net/v1/?m=1ID3yt-0006aA-4M&i=57e1b682&c=HhgPHwU47QsNz9apHPQneMH9ODS3QdmfDclfVZjcEN2XdPPPDZDgnE6i2CLvUDYg4WYd2Ock_03ZiMhPCruwjIVtE6lveCpicmStuiHcw4fv_dmpybnRLOLLdgdjSM4rzxKm9yjX6rW9DTyodZADbW-owVK5Fo_6VZ04xQwCFMmq1YIcACysIDqzInpYeF5aW5Bs3Nu8N6aZXMjNHbr0LGR_jVdA-Q1KRLak9f9zzsK4FAfoi0uJUJZ2mO6pusDJwJLEbdLbBybZiu0TmPf1CKqSiisXrBvGpnfllT8wj6FnVI8-ijjVMcxY6MrMhjl2K)

The details we require are:

- Start date and duration of framework
- Is there an extension clause in the contract and, if so, the duration of the extension?
- Has a decision been made yet on whether the contract is being either extended or renewed?
- Who is the senior officer (outside of procurement) responsible for this contract?

On 19 February 2021, in accordance with section 8(1)(b) of the FOI Act, I requested that you provide your full name in order to accept your application as valid.

Your application was placed on hold until we were in receipt of the necessary clarification, and the timeframe of 20 working days to coordinate your application in accordance with the Act, was temporarily stopped.

On 19 February 2021, you provided your full name and your application was accepted as valid.

## Search for Documents

Based on the original scope of this request, I conducted a search of the University of Wolverhampton records to determine whether the requested information can be provided to Ms Crutchley, in response to the original application, dated 19 February 2021.

The following searches were undertaken:

- Consultation with the University of Wolverhampton's, Public Website.

## Decision

In accordance with section 1(1)(a) of the FOI Act, I can confirm that the University does hold the requested information in part, as some of the requested information does not exist.

I have decided to withhold the requested information, which exists, in full in accordance with Section 21 of the FOI Act.

Section 17 of the FOI Act provides that:

### 17. Refusal of Request

*17.—(1) A public authority which, in relation to any request for information, is to any extent relying on a claim that any provision of Part II relating to the duty to confirm or deny is relevant to the request or on a claim that information is exempt information must, within the time for complying with section 1(1), give the applicant a notice which—*

- (a) states that fact,*
- (b) specifies the exemption in question, and*
- (c) states (if that would not otherwise be apparent) why the exemption applies.*

Section 21 of the FOI Act provides that:

### 21. Information accessible to applicant by other means

*21. (1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.*

*(2). For the purposes of subsection (1)-*

*(a) Information may be reasonably accessible to the applicant even though it is accessible only on payment; and*

*(b) Information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.*

The FOI Act gives rights of public access to information held by public authorities. The purpose of Section 21 of the FOI Act is to ensure that there is no right of access to information via the Act/FOI process, if it already available to the applicant via another route.

This exemption applies if the requested information is already accessible to you as the Applicant/Requester. This exemption is applied where it is either know that, you already hold the information or it is available to you (with the information already being in the public domain).

When the University is applying this exemption, it has a duty to confirm or deny whether it holds the information and where possible inform you of how you can access the information.

Given that the information is available in the public domain, it is entirely reasonable and appropriate to withhold disclosure of the requested information pertaining to the scope of your request, in accordance with Section 21 of the FOI Act. The requested information can be found at:

University's Contract Register:

<https://www.wlv.ac.uk/media/departments/finance/documents/External-Contracts-Register-as-at-December-2020.xlsx>

Those with responsibility for contracts:

<https://www.wlv.ac.uk/business-services/university-procurement/meet-the-team/>

[Procurement@wlv.ac.uk](mailto:Procurement@wlv.ac.uk)

Information pertaining to the following part of your request cannot be disclosed as any applicable information does not exist:

- Who is the senior officer (outside of procurement) responsible for this contract?

Those with responsibility for the contract fall within the procurement team, with their contact details provided above, for your convenience. This decision has been made after all reasonable steps have been taken to locate the above-referenced requested information. Whilst I acknowledge that it is the principle object of the Act to provide public access to documents, I am satisfied that the above-referenced requested information does not exist.

## **Right of Review**

If you are dissatisfied with our response please contact us with the details of your dispute via email at [FOI@wlv.ac.uk](mailto:FOI@wlv.ac.uk) and we will conduct an internal review of our response.

If you are still dissatisfied with the outcome of the internal review, you have the right of complaint to the Information Commissioner at the following address: <https://ico.org.uk/>

