



Home Office

Information Access Team
Information Management Service
Financial & Commercial Group

2 Marsham Street, London, SW1P 4DF

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E-mail: Info.Access@homeoffice.gsi.gov.uk Website: www.homeoffice.gov.uk

Mr. Philip Main

request-24295-310eba37@whatdotheyknow.com

request-24304-c148de2c@whatdotheyknow.com

request-24823-8b7dac34@whatdotheyknow.com

Date: **6th January 2010**

Dear Mr. Main,

I write in response to three Freedom of Information Act requests that you submitted to the Home Office, two on the 7th December and one on the 17th December 2009. These requests were for:

- information about Article 5(3) of Directive 2002/58/EC (Home Office Fol reference **CR 13531**);
- information referred to in an press office email circulation dated the 9th September 2008 (Home Office Fol reference **CR 13647**); and
- a clarification to a response provided to another Fol applicant (Mr. P John) regarding RIPA (Home Office Fol reference **CR 13690**)

We have considered your requests and we consider them to be vexatious when considered in conjunction with the previous requests you have submitted on this topic. Section 14(1) of the Act provides that the Home Office is not obliged to comply with a request for information of this nature. We have decided that these requests are vexatious because they meet with the criteria laid out by the Information Commissioner's Office. A copy of this guidance can be viewed here –

http://www.ico.gov.uk/upload/documents/library/freedom_of_information/detailed_specialist_guides/awareness_guidance_22_vexatious_and_repeated_requests_final.pdf

If you are dissatisfied with this response you may request an independent internal review of our handling of your request by submitting a complaint within two months to the address below, quoting the relevant reference number above.

*Information Access Team
Home Office
Ground Floor, Seacole Building
2 Marsham Street
London
SW1P 4DF*

Alternatively, you can email: info.access@homeoffice.gsi.gov.uk

As part of any internal review the Department's handling of your information request will be reassessed by staff who were not involved in providing you with this response. If you remain dissatisfied after this internal review, you would have a right of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act.

Please note that, should we consider any future requests on this topic to be vexatious, we will not respond to them.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Ian Lister', with a stylized flourish at the end.

**Ian Lister
Information Access Consultant
Information Access Team**