



David Windham

By Email: xxxxxxxxxxxxxxxxxxxxxx@xxxxxxxxxxxxxxxx.xxx

Network Rail
Freedom of Information
The Quadrant
Elder Gate
Milton Keynes
MK9 1EN

T 01908 782405

E xxx@xxxxxxxxxxxx.xx.xx

20 December 2019

Dear Mr Windham

Information request

Reference number: FOI2019/01376

Thank you for your email of 24 November 2019, in which you requested the following information:

As part of the proposed "Land north of Marden" development in Marden Kent, Countryside Properties (Countryside Ltd) have been in communication with you about the promotion of this site. Their "Vision Document (May 2019)" says the following under section 9.19:

"[]...early proposals seek to undertake works to improve the relationship between the Church and station and connectivity between the promoted land and village. Following discussions on site with Network Rail, this potentially includes:

- the removal of the existing public footbridge over the railway line or refurbishment" ... "aand [sic] the fitting of lifts to the existing station bridge which would function for both the public and station users. A letter from Network Rail confirms their support for such enhancements."*

I would also like to see a copy of the correspondence between COUNTRYSIDE LTD and NETWORK RAIL about this. Please send me this.

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.¹ I can confirm that we do not hold the information you requested, this is because we have not had any correspondence with Countryside Ltd². We have only dealt with DHA Planning and all correspondence with them has been collated in FOI2019/00455 and a link to this response was provided to you in response to FOI2019/01326.

I have consulted with experts within Network Rail, whom have confirmed that we have had no further correspondence regarding the footbridge at Marden since April 2019.

If you have any enquiries about this response, please contact me in the first instance at xxx@xxxxxxxxxxx.xx.xx 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

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 Keynes, MK9 1EN, or by email at xxx@xxxxxxxxxxx.xx.xx. 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

¹ 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 request refers to a measure affecting the environment, it is captured by the definition at regulation 2(c) of the EIR.

² Strictly speaking, regulation 12(4)(a) of the EIRs requires that we carry out a public interest test to determine whether the requested information should be disclosed. However, as is recognised by the Information Commissioner's Office, it is obviously not possible to conduct a public interest test on disclosure when the information that has been requested is not held.