



Department  
for Transport

Doug Paulley  
(By email: [request-425127-64a1a0f6@whatdotheyknow.com](mailto:request-425127-64a1a0f6@whatdotheyknow.com) )

Rolling Stock Team  
Department for Transport  
Great Minster House  
33 Horseferry Road  
London  
SW1P 4DR

[www.dft.gov.uk](http://www.dft.gov.uk)

Your ref: request-425127-64a1a0f6  
Our ref: F0015308  
Date: 2 November 2017

Dear Mr Paulley,

### **Freedom of Information Act Request - F0015308**

I am writing regarding your refined request for information received on 13 October 2017. Your request was as follows:

***'Please refine the scope of the first question to ask to see the record of the decision to grant a dispensation for the Riviera Sleeper vehicles, including the statement on considerations of the Equality Duty which applies to public authorities, also the stakeholder consultation responses, also the record of the decision to grant dispensation (which comprises a 'signature minute', or a summary request to grant dispensation as submitted to the Head of Interoperability)'***

Please find attached at Annex A the signature minute, submitted to the Head of Interoperability, which is the record of the decision to grant the dispensation for the Riviera Sleeper vehicles and includes the statement on consideration of the Equality Duty. The names of departmental junior officials, that is staff below the senior civil service, have been withheld in reliance on the third party personal information exemption at section 40(2)&(3) of the FOI Act. These individuals are not in public facing roles and therefore have a reasonable expectation that their names will not be placed into the public domain. To do so would be unfair and would contravene the first data protection principle of fairness.

At Annex B I enclose the consultation responses from the stakeholder consultees. The names of departmental junior officials have also been redacted from these responses in reliance on the third party personal information exemption at section 40(2)&(3).

If you are unhappy with the way the Department has handled your request or with the decisions made in relation to your request you may complain within two calendar months of the date of this letter by writing to the Department's FOI Advice Team at:

Zone D/04  
Ashdown House  
Sedlescombe Road North  
Hastings

East Sussex TN37 7GA  
E-mail: FOI-Advice-Team-DFT@dft.gsi.gov.uk

Please send or copy any follow-up correspondence relating to this request to the FOI Advice Team to help ensure that it receives prompt attention. Please also remember to quote the reference number above in any future communications.

Please see attached details of DfT's complaints procedure and your right to complain to the Information Commissioner.

Yours sincerely,

**Department for Transport Rolling Stock Team**

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**Your right to complain to DfT and the Information Commissioner**

You have the right to complain within two calendar months of the date of this letter about the way in which your request for information was handled and/or about the decision not to disclose all or part of the information requested. In addition a complaint can be made that DfT has not complied with its FOI publication scheme.

Your complaint will be acknowledged and you will be advised of a target date by which to expect a response. Initially your complaint will be re-considered by the official who dealt with your request for information. If, after careful consideration, that official decides that his/her decision was correct, your complaint will automatically be referred to a senior independent official who will conduct a further review. You will be advised of the outcome of your complaint and if a decision is taken to disclose information originally withheld this will be done as soon as possible.

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