



**UNIVERSITY OF  
STIRLING**

REGISTRY & GOVERNANCE SERVICES

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17 September 2010

Clifford Chance LLP  
10 Upper Bank Street  
London  
E14 5JJ

**For the attention of :  
Patricia Barratt**

Your ref: LRT/70-40375423/PJXB  
Our Ref: FOI 404 Point of Sale

Dear Sirs

**FREEDOM OF INFORMATION REQUEST TO THE UNIVERSITY OF STIRLING DATED 27 AUGUST 2010 – POINT OF SALE DISPLAY OF TOBACCO PRODUCTS**

I refer to your letter dated 27 August 2010 to the Head of Policy, Planning and Governance, University of Stirling, with your information request on behalf of your client Philip Morris Limited as detailed at page two of your letter.

The Head of Policy, Planning and Governance has asked me to make the University's response from the University's Freedom of Information Unit.

Your request for information is framed by reference to previous correspondence on the freedom of information request made by you on 14 September 2009. The Scottish Information Commissioner (OSIC) advised the University in May 2010 that your request was invalid due to the omission, in the request, of the name of the true applicant.

Your request of 14 September 2009 was framed in the following terms:

1. all primary data relating to the Survey and the analysis in the Report based on the Survey;
2. all questionnaires used in carrying out the Survey;
3. all interviewers' handbooks and/or instructions used in carrying out the Survey;
4. all data files, including weight variables, connected with the Survey; and
5. all record descriptions connected with the Survey.

Under the Freedom of Information (Scotland) Act 2002 (FOISA), you have now made a new section 1 request for information to the University, about which I have liaised with the Director of the Institute for Social Marketing and the Centre for Tobacco Control Research.

The University aims to deal with freedom of information requests promptly and, in any event, no later than the twentieth working day after the date of receipt of your request in accordance with section 10 of FOISA. The University also has a duty under section 15(1) of FOISA to provide you with reasonable advice and assistance as a person who has made a request for information.

Under our duty to give advice and assistance, we are seeking to clarify the scope of your request of 27 August 2010. We understand that you are seeking all information falling within categories 1 to 5 listed above as held by us now that was also held by us on 14 September 2009. We also understand that you do not wish to receive again the information we held on 14 September 2009 falling within categories 1 to 5 that was provided by us to you in response to that request, prior to OSIC declaring your request to

be invalid.

However, it is not clear from the formulation of your new request whether you are seeking any further information that may now be held by us falling within the categories 1 to 5 that was not held by us at the time of your request of 14 September 2009.

For the purposes of completeness please confirm, as soon as possible, whether the scope of your request of 27 August 2010 extends to this latter category.

Yours sincerely

Margaret MacLeod, Corporate Governance Officer