



**Department
for Transport**

Information Rights & Records Unit
Zone D/01
Ashdown House
Sedlescombe Rd North
St Leonards on Sea
East Sussex
TN37 7GA

REF F0009696

Web Site: www.gov.uk/dft

12 February 2013

Dear Mr Thornton

REQUEST FOR INFORMATION: FREEDOM OF INFORMATION (FOI) ACT 2000 – Ref: F0009696

I refer to your request under the Freedom of Information Act 2000, in which you requested the following information:

Information relating to (i) rail and (ii) aviation that was released by the DfT during August, September and October 2012 in response to FOI or EIR requests, where that released information has not been published on the DfT website.

Please see the attached document entitled Aviation, plus its associated annexes, for the information regarding aviation that was released in response to FOI/EIR requests but not published on the DfT website.

Please see the attached document entitled Rail, plus its associated annexes, for the information regarding rail that was released in response to FOI/EIR requests but not published on the DfT website.

Under section 21 of the FOI Act, we are not required to provide information which is already reasonably accessible to you. Some of the information you requested is available elsewhere on the whatdotheyknow.com web-site. This is because the requests were made through that site. Where this is the case, we have provided direct links to the relevant pages on whatdotheyknow.com.

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 Information Rights Unit at:

Zone D/01
Ashdown House
Sedlescombe Road North
Hastings
East Sussex TN37 7GA
E-mail: FOI-Advice-Team-Dxx@xxx.xxx.xxx.xx

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

If you have any queries about this letter, please contact me. You should quote the reference number above in any future communications.

Yours sincerely

C Taylor

Your right to complain to the 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

FoI section 21: full text of exemption

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.
3. For the purposes of subsection 1, information which is held by a public authority and does not fall within subsection 2(b) is not to be regarded as reasonably accessible to the applicant merely because the information is available from the public authority itself on request, unless the information is made available in accordance with the authority's publication scheme and any payment required is specified in, or determined in accordance with, the scheme.