



G Scott
request-669933-42e0d51a@whatdotheyknow.com

Our Reference: 202000045872
Your Reference: Last 10 sets of minutes of meetings

Dear G Scott,

Further to my letter of 17 July, I have now completed my review of our response to your request under the Freedom of Information (Scotland) Act 2002 (FOISA) for the last ten sets of minutes of meetings, held prior to 6 May 2020, relating to Bifab (Burntisland Fabrications).

I have concluded that the original decision should be confirmed, with modifications.

You were dissatisfied with our initial response because you believed that we had “deleted all the information from the minutes and the public have a right to know what is going on at Bifab”.

In conducting my review, I have considered the case afresh and I have reviewed each individual application of the exemptions applied. I have determined that we were not entitled to withhold a small amount of information in the minute of 21 April 2020 under section 30(b)(i) and (ii), and I now attach this information. I also attach as per your request a glossary of abbreviations.

However, I have also determined that the remainder of the information withheld under sections 30(b)(i) and (ii), and all of the information withheld under sections 33(1)(b) and 38(1)(b), has been done so correctly, for the reasons stated in our initial response. I consider that it is not currently in the public interest for the information to be released because information is sensitive whilst discussion regarding potential support to the company are ongoing and that release could unfairly impact on the company’s engagement with

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suppliers and customers; potentially it could also give an unfair impact on competitor companies. This could have a significant effect on the company's ongoing viability and retention of jobs in Scotland.

If you are unhappy with the outcome of this review you have the right to appeal to the Scottish Information Commissioner about our decision within 6 months of receiving this letter. Information on how to make an appeal, along with an application form, is available on the Commissioner's website at:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.asp>

You can also contact the Commissioner at:

The Scottish Information Commissioner
Kinburn Castle
Doubledykes Road
St Andrews
Fife
KY16 9DS
E-mail: enquiries@itspublicknowledge.info
Telephone: 01334 464610

Should you then wish to appeal against the Commissioner's decision, there is a right of appeal to the Court of Session on a point of law only.

Neil Ritchie

Table of Acronyms and Abbreviations

BiFab	Burntisland Fabrications
Cab Sec	Cabinet Secretary
FEP	First E&P
HIE	Highlands and Islands Enterprise
JVD	JV Driver
NnG	Near na Gaoithe
SCS	Senior Civil Servant(s)
SE	Scottish Enterprise
SG	Scottish Government



FOI202000045872 -
Response and Release

Yours sincerely

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CLC : Consumer, Competition and Energy Company Services Unit

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