



Ministry of Defence  
D3, Building 405  
Corsham  
Wiltshire  
SN13 9NR  
United Kingdom

Ref: FOI2020/12392

E-mail: [ISS-SecretariatGpMbx@mod.gov.uk](mailto:ISS-SecretariatGpMbx@mod.gov.uk)

Mr F Beer  
[request-705124-295b4b0a@whatdotheyknow.coissm](#)

10 December 2020

Dear Mr Beer,

Thank you for your email of 11 November 2020 requesting the following information:

*"I would like to request a list of all live contracts for Defence ICT within MOD ISS/DD awarded to Fujitsu including:- Contract number Contract title Supplier Total contract value Total spend to date Payments in year Last payment date Contract start date Contract end date Competitive / non-competitive"*

Your request has been handled in accordance with the Freedom of Information (FOI) Act 2000.

A search for the information has been completed within the Ministry of Defence, and I can confirm that information in scope of your request is held. This is provided at [Annex A](#).

However, some of the information falls entirely within the scope of the absolute exemption provided for at Section 21 (Information reasonably accessible to applicant) and qualified exemptions provided for at Section 26 (Defence) and Section 43 (Commercial Interests) of the FOIA and has been withheld.

Section 26 and 43 are qualified exemptions and are subject to public interest testing which means that the information requested can only be withheld if the public interest in doing so outweighs the public interest in disclosure.

Section 26(1) (a) and (b) has been applied to some of the contract titles because release of this information would provide useful intelligence to those who may have malicious intent and increase the risk of a successful cyber-attack on MOD and compromise the defence of the UK.

Section 43(2) (Commercial Interests) applies to information that if disclosed would, or would likely, prejudice the commercial interests of any person (including the public authority holding it). It is a qualified exemption and as such, it was necessary to undertake a Public Interest Test to determine whether the balance for withholding the information outweighs that for disclosure.

General arguments in favour of release are that full disclosure would demonstrate the MOD's commitment to openness and transparency; and make the UK Government more accountable to the public. The FOI Act also contains a presumption for release. However, disclosure of the total

contract spend to-date and in-year payments would prejudice the MOD and its contractors' commercial interests and weaken our respective positions by revealing market sensitive information and may be detrimental to future competitive exercises. This could then deter companies, generally, from sharing commercially sensitive information with the MOD if unsure whether their information would be protected.

Given the arguments described above, on balance, it was determined that the information should be withheld. The level of prejudice against release of this exempted information has been set at the higher level of "would" rather than "would be likely to".

Details of information withheld:

Contract award date information has been withheld under absolute exemption Section 21(1) of the FOI Act which provides that information is exempt if it is reasonably available by other means.

Some of the contract titles fall within scope of the qualified exemption Section 26 of the FOIA, details of the total spend to date and payments made in year for each contract fall within the scope of qualified exemption Section 43 (Commercial Interests) of the FOI Act.

Under Section 16 (Help and Assistance) of the FOI Act, I can advise you that since January 2011 details of central government contracts above the value of £10,000, including contract values, have been published on Contracts Finder. Contracts published prior to 26 February 2015 can be viewed at: <https://data.gov.uk/data/contracts-finder-archive>; whilst those published after 26 February 2015 can be viewed at: <https://www.contractsfinder.service.gov.uk/Search>.

Information about whether a company is a Small/Medium Enterprise is available in data filed with Company's House, which can be accessed at the following link: <https://www.gov.uk/get-information-about-a-company>.

If you have any queries regarding the content of this letter, please contact this office in the first instance.

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail [CIO-FOI-IR@mod.gov.uk](mailto:CIO-FOI-IR@mod.gov.uk)). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely,

Defence Digital Secretariat

## Annex A

| Contract Number | Contract Title  | Current Contract End Date | Current Supplier Name    | Competitive Ind |
|-----------------|---|---------------------------|--------------------------|-----------------|
| 700007041       | IOG2  | 24-Mar-23                 | FUJITSU SERVICES LIMITED | 1               |
| 700031366       | DIST/397 - Provision of Support for NSTN & DIMHS                    | 31-Mar-21                 | FUJITSU SERVICES LIMITED | 2               |
| 701054379       | Installation of Maritime Deployed Systems onto Ships and Submarines | 30-Mar-24                 | FUJITSU SERVICES LIMITED | 1               |
| DCNS/080        |   | 14-Sep-22                 | FUJITSU SERVICES LIMITED | 1               |
| DIST/204        | OEHE SYSTEM INTEGRATOR CONTRACT.                                    | 09-Feb-21                 | FUJITSU SERVICES LIMITED | 2               |
| DPS/00044       | Maritime Live Services  | 27-Feb-21                 | FUJITSU SERVICES LIMITED | 1               |
| DPS/00046       | NSOIT(D) Through Life Support                                       | 05-Dec-22                 | FUJITSU SERVICES LIMITED | 1               |

Competitive Indicator key: 1 = Competitive, 2 = non-competitive