

Mr. Andrew Montford

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13 August 2012

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Dear Mr. Montford

FREEDOM OF INFORMATION ACT 2000 – INFORMATION REQUEST
(Our ref: FOI_11-165; ICO ref no.: FS50420577)

I write in connection with your request for information under the Freedom of Information Act 2000 (the “Act”) dated 18 July 2011 (as clarified on 7 August 2011) for all documentation held by the University related to the Outside Organisation (the “Request”) and further to our letters of 13 July and 19 July 2012.

You will be aware that under cover of the University’s original response to the Request dated 26 August 2011, certain information was withheld on the basis that the statutory exemptions from disclosure under sections 36(2)(b)(i) & (ii), 40(2), 41(1), and 43(2) of the Act were engaged.

The University has recently elected to undertake a further review of its original position, including engaging in further correspondence with the Outside Organisation, and, as a result of that further process, the University has concluded that some of the information previously withheld should be released, and did so on 13 and 19 July 2012.

We understand that you had concerns regarding certain redactions in the material forwarded to you on 19 July 2012 and have been in subsequent consultation with the Information Commissioners Office (the “ICO”) who have made representations to us in relation to your concerns.

After consideration of the representations made by the ICO, the University wishes to confirm that it accepts the arguments of the ICO on this point and is, as a result, releasing to you a version of an email including the previously redacted information relating to Mr. Roger Harrabin and the Today Programme in the attached file entitled ‘Annex 1_ND25_rev.pdf’.

Additionally, we have agreed with the ICO that a copy of invoices dated 25 May 2010 and 21 August 2010 previously released to you should be released again accompanied by the schedules of expenses attached to those invoices together with copies of the receipts and supporting documentation provided by Outside Organisation to the University in respect of those schedules. Accordingly, please find this material in the attached file entitled ‘Annex 1_ND 26 excerpt_rev.zip’.

Please note, that as with the previously released documents, redactions have been made pursuant to section 40(2) of the Act, namely that the requested information contains information that meets the definition of 'personal data' as defined by section 1(1) of the Data Protection Act 1998 (the "DPA") and disclosure of this information would be contrary to the first data protection principle under the DPA.

Additionally, the University maintains its position that certain information within the scope of the Request is exempt from disclosure under section 36(2)(b) of the Act. In the course of the recent review, the Vice Chancellor has also concluded that further, or in the alternative, section 36(2)(c) of the Act applies to that information.

Although the University is willing to disclose now certain information to which it considered that statutory exemption applied as at the time of your request, the University considers it lawful and correct that other information continues to be withheld on that basis.

The University has informed the Information Commissioner of the outcome of its further review, as summarised above. However, a copy of this letter will be sent to the Commissioner for the purpose of his investigation regarding your complaint under section 50 of the Act.

Please quote our reference given at the head of this letter in all correspondence.

Yours sincerely

David Palmer
Information Policy & Compliance Manager
University of East Anglia

cc. Thomas Thwaites, Information Commissioners Office