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[www.eastriding.gov.uk](http://www.eastriding.gov.uk)

Ian Burnett Head of Asset Strategy

request-412714-dda4a7e0@whatdotheyknow.com

Your ref: Mr Whittaker  
Our ref: EIR19/KP  
Enquiries to: Kevin Porter  
E-mail: [terrier@eastriding.gov.uk](mailto:terrier@eastriding.gov.uk)  
Telephone: 01482 393941  
Date: 04-07-17

Dear Mr Whittaker,

## **Environmental Information Regulations 2004 Provision of Requested Information**

Thank you for your request for information, which we received by email Friday 16th June 2017 and which we acknowledged by letter on 21st June 2017. We are dealing with your request under the Environmental Information Regulations 2004.

### **Details of request:**

Under the Environmental Information Regulations, I would like to request a copy of:

1/ The digitised version / working copy of your Definitive Map of Public Rights of Way, e.g. as used to show the routes in the online map at <http://walkingtheriding.eastriding.gov.uk/>. My preferred format for this GIS data would be one of KML, GeoJSON, MapInfo or Shapefile. (I realise that this data is not the actual Definitive Map, but just an unofficial representation of it, which may contain errors. But that is fine for my purposes.)

2/ A copy of your Definitive Statements of Public Rights of Way, assuming these are held in digital form (either scanned copies or native digital versions). I would prefer the information in a re-usable (computer readable) format. If the Statement information is already contained in the GIS data (it appears to be present in the "Walking the Riding" site) then that will satisfy this part of the request, and there is no need to provide anything separately.

Secondly, under the Re-Use of Public Sector Information Regulations, I would like to request permission to re-use the information supplied above under the Open Government Licence v3. The purposes for which the information is to be re-used are: (a) to help improve the mapping of Rights of Way in OpenStreetMap, and (b) to convert the datasets to a more convenient format, and then make them available for others to re-use under an open licence.

Response:-

In respect of your request. East Riding of Yorkshire Council has published its complete definitive map (including statements) online and this can be accessed using the following web-link:-

<http://walkingtheriding.eastriding.gov.uk/find-walks/interactive-map/>

For those individuals who do not have access to a computer or the internet then they are able to inspect the definitive map (including statements) at the Treasure House in Beverley, there is no charge for personal inspection and no charge for the interactive map.

All of the information you have requested can be found within the interactive map, no additional information is stored elsewhere. It is not similar or part or a summary. It is an exact copy of all of the information held on the definitive map.

We are therefore relying on Regulation 6(1)(b) which states:-

Under the Environmental Information Regulations 2004, part 2, Regulation 6 - (1) Where an applicant requests that information be made available in a particular form or format, a public authority shall make it so available, unless-

- (a) it is reasonable for it to make the information available in another form or format; or
- (b) the information is already publically available and easily accessible to the applicant in another form

We therefore refuse the request and rely on Regulation 6(1)(b) that the information is already publically available and easily accessible in another form. The information contained in the interactive map is current and up to date.

The information you kindly supplied from the ICO differs in that the council on that occasion had not published everything entirely in their interactive map. The East Riding of Yorkshire Council has chosen to publish everything in its interactive map. There is no additional information held separately.

The re-use of Public sector information regulations 2015 does not apply to information that would be exempt under information access legislation. We are claiming such an exemption under EIR 6(1)(b) above.

If you are dissatisfied with the above decision or how your request has been handled you can ask for the council to review this by contacting me within 6 weeks of this letter which is \*.

A senior manager will carry out the review and under Regulation 11 provide a response within 40 working days. It will provide a fair and thorough review of the decisions taken and where necessary how your request has been handled, including decisions taken as to where the public interest lies in respect of excepted information.

If you are not content with the outcome of the review you can apply to the Information Commissioner for a decision. Generally, the Commissioner cannot make a decision unless you have exhausted the council's review procedure. The Information Commissioner can be contacted at:

The Information Commissioner's Office

Wycliffe House, Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Web: [www.ico.gov.uk](http://www.ico.gov.uk)  
Email: [mail@gsi.gov.uk](mailto:mail@gsi.gov.uk)  
Tel: 01625 545745 or 08456 30 60 6

If you have any queries about this letter please contact me on the above telephone number or by email on [terrier@eastriding.gov.uk](mailto:terrier@eastriding.gov.uk).

Yours sincerely

*K Porter*

Kevin Porter  
Property Officer (Terrier)  
Asset Strategy