

creating a better place  
for people and wildlife



L. Hall  
[request-623618-43081f90@whatdotheyknow.com](mailto:43081f90@whatdotheyknow.com)

**Our ref:** SSD153290  
**Your ref:**  
**Date:** 8 January 2020

Dear Sir/Madam,

**Re: Request for copy of Environmental Permit, Decision Document and Application Documentation**

Thank you for your request received on 26 November 2019 for the following information, pursuant to the Freedom of Information Act 2000 and Environmental Information Regulations 2004:

- I would like to request a copy of the below documentation, in relation to the Environmental Permit EPR/YP3732QA issued to Peak Gen Power 18 Limited on 17.06.2019.  
[https://environment.data.gov.uk/public-register/industrial-installations/registration/YP3732QA?\\_pageState=result-all](https://environment.data.gov.uk/public-register/industrial-installations/registration/YP3732QA?_pageState=result-all)
  - Copy of Environmental Permit
  - Copy of Decision Document
  - Copy of Application and all Supporting Documentation.

Please see the information in the email linked to this letter.

However we are withholding certain information and these details can be found in the appendix below. Items that have been withheld and redacted include:

- Personal data
  - Personal information of third-party individuals and individuals who currently work or have previously worked for the Environment Agency.
- Information regarding companies and/or individuals that are not relevant to the request. This information has been redacted and is not subject to the Public Interest test.

As a public body we are required under the Freedom of Information Act/Environmental Information Regulations to give reasons for this refusal. You can find the details in the appendix below.

## UNCLASSIFIED

If you are not satisfied you can contact us within 2 calendar months to ask for our decision to be reviewed. We shall review our response to your request and give you our decision in writing within 40 working days.

If you are still not satisfied following this, you can raise a concern with the Information Commissioner, who is the statutory regulator for Freedom of Information and the Environmental Information Regulations.

The contact details are:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF  
Tel: 0303 123 1113  
Website: <http://ico.org.uk>

Yours sincerely

Customers & Engagement Team

Environmental Planning and Engagement, Solent and South Downs Area  
Environment Agency, Guildbourne House, Chatsworth Road, Worthing, West Sussex,  
BN11 1LD

[SSDEnquiries@environment-agency.gov.uk](mailto:SSDEnquiries@environment-agency.gov.uk)  
National Contact Call Centre 03708 506506

## **Appendix**

### **Relevant Exceptions**

#### **Personal data**

We have redacted the document enclosed where it contains personal data relating to third-party individuals and individuals who currently work or have previously worked for the Environment Agency.

The Environment Agency is not able to disclose such information as this is personal data under the Data Protection Act 2018 (DPA 2018) and to disclose it would breach the First Data Protection Principle of the DPA 2018.

The information requested is therefore exempt due to Regulation 13(1) of the Environmental Information Regulations 2004, which explains that:

*“To the extent that the information requested includes personal data of which the applicant is not the data subject, a public authority must not disclose the personal data if—*

*(a) the first condition is satisfied...”*

The ‘first condition’ referred to above is further explained in Regulation 13(2A):

*“The first condition is that the disclosure of the information to a member of the public otherwise than under these Regulations—*

*(a) would contravene any of the data protection principles...”*

The First Data Protection Principle requires that we are fair to individuals when we collect and use their personal data. In this case it would be unfair to disclose information relating to an identifiable individual as such individuals have a reasonable expectation that any information held about them by the Environment Agency would remain confidential.

Where information has been withheld because it is personal data, it is not subject to the public interest test.