

Mr Glen Mansbridge
request-435660-93fe183d@whatdotheyknow.com

Our ref EAn/2017/65705
Date 27 November 2017

Dear Mr Mansbridge

Re: Request for information regarding plans, adoption surveys, correspondence relating to underground culvert at Bakers Mill, Sudbury, Suffolk.

Thank you for your request received on the 3 October for information about plans, adoption surveys, correspondence relating to underground culvert at Bakers Mill, Sudbury, Suffolk. Please accept my apologies for the delay in responding.

Information provided

Please refer to the Open Government Licence available here <http://www.nationalarchives.gov.uk/doc/open-government-licence/version/3/> and attached which explains the permitted use of this information.

We have redacted a small amount of personal information from the report, specifically details of private individual(s) because to release this information would be to breach the Data Protection Act.

As a public body we are required under the Freedom of Information Act/Environmental Information Regulations to give reasons for any refusals to provide information. We also need to show that we have considered the Public Interest balance between refusal and disclosure. You can find the details in the appendix attached.

If you are not satisfied with our response 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>

If I can be of further help please do contact me on 0203 02 55472.

Yours sincerely



Gavin Rumsey
Customers & Engagement Officer

East Anglia Area

Ipswich Office, Icen House, Cobham Road, Ipswich, Suffolk, IP3 9JD
Brampton Office, Bromholme Lane, Brampton, Huntingdon, PE28 4NE
General Enquiries: 03708 506506
Email: enquiries@environment-agency.gov.uk
Website: <https://www.gov.uk/government/organisations/environment-agency>

Appendix

Relevant exceptions

The exceptions that apply to the withheld information are:

The Environment Agency is not able to disclose the names of private individuals as this is personal data under the Data Protection Act 1998 (DPA) and to disclose it would breach the First Data Protection Principle of the DPA.

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 and as respects which either the first or second condition below is satisfied, a public authority shall not disclose the personal data”.

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

“...in a case where the information falls within any of paragraphs (a) to (d) of the definition of “data” in section 1(1) of the Data Protection Act 1998, that the disclosure of the information to a member of the public otherwise than under these Regulations would contravene —
i) *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.

If you are not satisfied with our decision not to supply the requested information you can contact us to ask for our decision to be reviewed. If you are still not satisfied following this, you can then make an appeal to the Information Commissioner, who is the statutory regulator for Freedom of Information.

East Anglia Area

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