



Department for Environment Food & Rural Affairs

Nobel House
Area 1E
17 Smith Square
London
SW1P 3JR

T: 03459 33 55 77
helpline@defra.gov.uk
www.gov.uk/defra

Allan Richards
By e-mail: request-854263-c1fb3a9e@whatdotheyknow.com

Our ref: FOI2022/08162
29 April 2022

Dear Allan Richards,

REQUEST FOR INFORMATION: Statutory Instrument "The British Waterways Board Transfer Scheme"

Thank you for your request for information of 13 April 2022 about the Statutory Instrument "The British Waterways Board Transfer Scheme". We have handled your request under the Freedom of Information Act 2000 (FOIA).

Your information request, made in two parts, and our response are set out below.

Please -

Provide me with the link to the Statutory Instrument "The British Waterways Board Transfer Scheme 2012" (This should be in the form "

And

Further to my request, here is a list of associated Statutory Instruments together with links

The British Waterways Board (Transfer of Functions) Order 2012

*[*The British Waterways Board \(Tax Consequences\) Order 2012*](https://eur03.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.legislation.gov.uk%2Fuksi%2F2012%2F1659%2Fmade&data=04%7C01%7CInformationRequests%40defra.gov.uk%7C307ad6f3088f4bc76f0308da1d2a30da%7C770a245002274c6290c74e38537f1102%7C0%7C0%7C637854364282851049%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJB Til6Ik1haWwiLCJXVCi6Mn0%3D%7C3000&data=He6hjZY9kZwYrjZfgwpt3U%2BWWeRLP3ktqOllatNmqE%3D&reserved=0</i></p></div><div data-bbox=)*

<https://eur03.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.legislation.gov.uk%2Fuksi%2F2012%2F1709%2Fmade&data=04%7C01%7CInformationRequests%40defra.gov.uk%7C307ad6f3088f4bc76f0308da1d2a30da%7C770a245002274c6290c74e38537f1102%7C0%7C0%7C637854364282851049%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJB Til6lk1haWwiLCJXCI6Mn0%3D%7C3000&adata=YNY%2F3gaYEjwxtaZQdHXIYOWFGBWy1xf2lDXNL%2BnGBs%3D&reserved=0>

The Inland Waterways Advisory Council (Abolition) Order 2012

<https://eur03.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.legislation.gov.uk%2Fuksi%2F2012%2F1658&data=04%7C01%7CInformationRequests%40defra.gov.uk%7C307ad6f3088f4bc76f0308da1d2a30da%7C770a245002274c6290c74e38537f1102%7C0%7C0%7C637854364282851049%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJB Til6lk1haWwiLCJXCI6Mn0%3D%7C3000&adata=K4oDgANWK%2FtdTVzZY14%2BTVZZ6HR2rTMxA VbOvAmwQAs%3D&reserved=0>

The above show that they came into force on 2 July 2012

My request is for the link to the Statutory Instrument known as "The British Waterways Board Transfer Scheme 2012" which should have come into force on the same date. Alternatively, I have asked you to confirm that this Statutory Instrument was never "made".

Following a search of our paper and electronic records, we have established that the information you have requested is not held by Defra. As the Transfer Scheme accompanied the British Waterways Board (Transfer of Functions) Order 2012 and was not subject to any Parliamentary procedure, it was not formally published.

However, under our duty to advise and assist applicants in pursuance of section 16 of the FOIA, you may wish to be aware that the Parliamentary Archives holds a copy of the unpublished Transfer Scheme document, and a copy can be obtained through their website for a charge of £7.00 at:

https://archives.parliament.uk/collections/getrecord/GB61_HL_PO_JO_10_25_27_418

This confirms that the Transfer Scheme was laid on 2 July 2012.

We attach an annex giving contact details should you be unhappy with the service you have received.

If you have any queries about this letter, please contact the address below.

Yours sincerely

Mark Shotton
Information Rights Team
InformationRequests@defra.gov.uk

Annex

Complaints

If you are unhappy with the service you have received in relation to your request you may make a complaint or appeal against our decision under section 17(7) of the FOIA or under regulation 11 of the EIRs, as applicable, within 40 working days of the date of this letter. Please write to Andrew Mobsby, Head of Information Rights via email at InformationRequests@defra.gov.uk and he will arrange for an internal review of your case. Details of Defra's complaints procedure are on our website.

If you are not content with the outcome of the internal review, section 50 of the FOIA and regulation 18 of the EIRs gives you the right to apply directly to the Information Commissioner's Office (ICO) for a decision. Please note that generally the ICO cannot make a decision unless you have first exhausted Defra's own complaints procedure.

The ICO can be contacted using the following link:

<https://ico.org.uk/make-a-complaint/official-information-concerns-report/official-information-concern/>