

Norfolk Fire and Rescue Service
Joint Operations and Communications
Centre
Jubilee House, Falconers Chase
Wymondham
NR18 0WW

Tel: 0300 123 1669

[request-349322-
3101c4e3@whatdotheyknow.com](mailto:3101c4e3@whatdotheyknow.com)

Website: www.norfolkfireservice.gov.uk

Please ask for:	Rita Thomas
Extension:	37693
Email:	foi@fire.norfolk.gov.uk
My Ref:	FOI087/ENQ97202
Your Ref:	

Date 30 August 2016

Dear Mr Evans,

FREEDOM OF INFORMATION ACT 2000 - INFORMATION REQUEST No. 087/ENQ97202

I refer to your request for information received on 2 August 2016.

In accordance with the provisions of the Freedom of Information Act 2000, I have now processed your request.

Your request:

This request relates to UK Legislation, specifically TM44 Air Conditioning Inspections.

- Q. Are you responsible for any buildings with more than 12kw of air conditioning present?
- Q. Who is the responsible person for ensuring that your buildings are inspected and reports lodged, please provide the name, address, and telephone number of the responsible person.
- Q. If your TM44 Air Conditioning Inspection Certificates are in place, what is their expiry date?
- Q. What was the order value of the works placed with the Company who undertook the work?
- Q. How many Certificates were produced?
- Q. Was the TM44 Inspector independent as required under the Regulations?
- Q. Name the Inspector Organisation.

Norfolk Fire and Rescue Service response:

Yes, we are responsible for such buildings, managed through our property maintenance company:

NPS Property Consultants Ltd, 16 Central Avenue, Norwich, Norfolk, NR7 0HR.

Contact: Andy Saunders, Building Surveyor, 01553 778244

Norfolk Fire and Rescue Service is a department of Norfolk County Council, County Hall, Martineau Lane, Norwich NR1 2DG.

Your remaining questions, in accordance with the Freedom of Information Act 2000 (the Act), are refused and this letter acts as a Refusal Notice.

Exemption

Section 22(1) of the Act provides an exemption for release of information if it is intended for future publication.

Reason why the exemption applies

The exemption applies for the following reasons:

- a) the information is held by the public authority with a view to its publication, by the authority or any other person at some future date (whether determined or not)
- b) the information was already held with a view to such publication at the time when the request for information was made, and;
- c) it is reasonable in all the circumstances that the information should be withheld from disclosure until the date referred to in paragraph (a).

The information that you have requested relates to a contract that Norfolk County Council procures through its formal procurement process. When this service next goes out for tender, the information that you request will be freely and publicly available on the Official Journal of the European Union (OJEU) by way of a Contract Notice and an Award Notice and/or on Contracts Finder. Information about when the contract will be due for re-tendering can be found on the County Council website: <https://www.norfolk.gov.uk/what-we-do-and-how-we-work/open-data-fois-and-data-protection/open-data/contracts-and-grants-register>

Public Interest Test Reasons

The Council has considered whether the public interest in maintaining this exemption is outweighed by the public interest in disclosure.

This Council has considered the following reasons in favour of disclosure:

- Promoting accountability and transparency by public authorities for decisions taken by them.
- Promoting accountability and transparency in the spending of public money, whether realised or planned.

Set against this is the fact that this information is held with a view to its future publication upon re-tendering of the service. The information will be published in the Official Journal of the European Union (OJEU) by way of a Contract Notice and an Award Notice once the contract is tendered. This is a statutory requirement. To release the information now would involve additional work for the council and divert funds away from statutory functions of the Council.

On balance the Council considers that the public interest in maintaining the exemption outweighs the public interest in disclosure.

Should you have any queries regarding the information provided, please do not hesitate to contact me.

Please acknowledge receipt of this information.

If you are dissatisfied with our handling of your request you have the right of appeal through the Council's internal complaints procedure by setting out the grounds of your appeal in writing to:

The Compliments and Complaints Manager
FREEPOST 1H 2076
Norwich NR1 2BR
E-mail: complimentsandcomplaints@norfolk.gov.uk

An appeal should be submitted within 40 working days of the date of this notice and should be identified as "FOI Appeal".

If you are dissatisfied after pursuing the complaints procedure, you may apply to the Information Commissioner under Section 50 of the Act for a decision whether your request for information has been dealt with in accordance with the requirements of Part I of the Act. Contact details as follows:-

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF
Telephone 01625 545 700
www.informationcommissioner.gov.uk

Yours sincerely,

Rita Thomas
Freedom of Information and Data Protection Coordinator