

ANNEX

REASONS FOR NOT PROVIDING INFORMATION

An exception applies

An exception under regulation 10(5)(e) of the EIRs applies to some of the information you have requested. Regulation 10(5)(e) Confidentiality of commercial or industrial information applies as the information is confidential and provided by law to protect a legitimate economic interest.

This exception is subject to the 'public interest test'. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exception. We have found that, on balance, the public interest lies in favour of upholding the exception.

We recognise that there is some public interest in release due to the Emergency Authorisation for Asulox not being approved. However, this is outweighed by the public interest as disclosure of this would be likely to, prejudice sustainability the confidentiality of commercial or industrial information.