

ANNEX A

REASONS FOR NOT PROVIDING INFORMATION

Personal data relating to the applicant

An exception under regulation 11(1) of the EIRs (personal information of the applicant) applies to some the information requested because it is your personal data and is therefore exempt from release.

Please note that FOI/EIR releases are public information and withholding your personal data is therefore intended to protect you in the same way that withholding personal data of third parties (see below) is intended to protect them.

This exception is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exception.

Personal data relating to third party

An exception under regulation 11(2) of the EIRs (personal information) applies to some the information requested because it is personal data of a third party and disclosing it would contravene the data protection principles in Article 5(1) of the General Data Protection Regulation and in section 34(1) of the Data Protection Act 2018. This exception is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exception.

Protection of the environment to which the information relates

An exception under regulation 10(5)(g) of the EIRs (protection of the environment) applies to some of the information requested because it would make public the locations of nesting and breeding sites of species protected under Schedule 1 of the Wildlife and Countryside Act 1981 and other protected species designations.

This exception is subject to the 'public interest test'. In this instance we consider that while there may be a public interest in disclosing this information as it may contribute to the transparency of decision making on the application in question, this interest is outweighed by the public interest arising from the protection of these protected species from the potential risk that would arise from publishing their exact nesting and breeding locations, for example from disturbance, egg collection, nest / sett destruction, etc.