



Ministry
of Defence

Ref: FOI2014/05389

Defence Business Services

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[REDACTED]

Thank you for your e-mail of 17 June, which I am treating as a Freedom of Information Request under the Freedom of Information Act (FOIA) 2000. Following the request for clarification you have asked for the following information.

“During the 13 month period starting 01/12/2013 how many MoD Form 038’s were processed.

How many were approved unconditionally and grades,

How many were approved conditionally, and grades

How many were subject to the default maximum waiting period of 2 years and grades.

How many were appealed against and result.

How many would the MOD have sought to seek a not approved status had it been available.”

I can confirm that a search for the requested information has been undertaken and some information has been found in scope of your request.

Question 1- 190 Business Appointment Applications were processed during the period specified.

Question 2 - 80 Business Appointment Applications were approved unconditionally. The grades are highlighted in the table below:

Grade/Rank	Number of Business Appointment Applications approved unconditionally	Cumulative Total
D/EO	~	~
C2/HEO	10	10
C1/SEO	20	30
B2/Grade 7	~	30
B1/Grade 6	~	40
Warrant Officer	~	40
Flight Lieutenant	~	40
Squadron Leader	10	50
Major	~	50
Lieutenant Commander (RN)	~	60
Wing Commander	~	60
Lieutenant Colonel	10	70
Commander (RN)	~	70
Group Captain	~	70
Colonel	~	70
Captain (RN)	10	80
Chief Officer (RFA)	~	80
Total		80

Question 3- 110 Business Appointment Applications were approved subject to conditions.

Question 4 - I can confirm that less than five Business Appointment Applications had the maximum 2 year wait period applied. The grades affected were C2/HEO.

Question 5 – There were less than five appeals and less than five had a reduction in condition after the appeal.

Question 6 - I can confirm no recorded information is held.


Finally, in order to protect personal information governed by the data protection Act 1998, Section 40 (2) of the FOI Act has been applied to some of the information by supplementing numbers less than 5 with a tilda (~). Section 40 is an absolute exemption and there is therefore no requirement to consider the public interest in making a decision to withhold the information.

If you are not satisfied with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Information Rights Compliance team, 1st Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain dissatisfied following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not investigate your case until the MOD internal review process has been completed. Further details of the

role and powers of the Information Commissioner can be found on the Commissioner's website, <http://www.ico.gov.uk>.

Yours sincerely,

 DBS Secretariat