



Ministry  
of Defence

[REDACTED]  
DE&S Secretariat (Land Equipment & ISTAR)

Maple 0a  
#2043  
MOD Abbey Wood  
Bristol BS34 8JH



[REDACTED]  
Via:  
[REDACTED]

Your References:

Our References:  
FOI2015/04233

Date: 19 May 2015

Dear [REDACTED],

Thank you for your email of 20<sup>th</sup> April 2015, subsequent to the response to FOI2015/03388, requesting the following further information:

- 1. The total value of all orders issued by the end of the contract period which will expire on the 31<sup>st</sup> March 2015 on behalf of the Ministry of Defence ("MoD") pursuant to the contract referenced RM3517 SB-1807 awarded on 31<sup>st</sup> March 2014 ("the Contract"). The Authority has provided a value of under £4.5 million excluding VAT; however, the precise figure is required. The MoD is obliged to provide the figure which is deemed none confidential, similar to other values of contract awards to many companies published e.g. OJEU, MoD Contracts Bulletin. If the MoD believes otherwise, please sight the reasons why with supporting evidence whilst providing a more accurate figure than simply "under" £4.5 million.*
- 2. Missing information for 94 items outlined in "appendix A".*
- 3. The unique specifications for 547 items, outlined in "appendix B".*

I am treating your correspondence as a request for information under the Freedom of Information Act 2000 (FOIA).

A search for the information has now been completed within the Ministry of Defence, and I can confirm that information in scope of your request is held. In response to your request for the total value of all orders, the total contract value is £4,241,620.33 excluding VAT. In response to question 2, I have attached Appendix A1 and A2. In response to question 3, Appendix B is a very large amount of data and I am unable to send this by email, but have put it in the post.

Some of the information you requested falls entirely within the scope of the absolute exemption provided for at section 40 (Personal Data) of the FOIA and has been redacted.

Section 40(2) has been applied to some of the information in order to protect personal information as governed by the Data Protection Act 1998. 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.

Section 43 (Commercial Interests) is a qualified exemption and subject to public interest testing which means that the information requested can only be withheld if the public interest in doing so outweighs the public interest in disclosure.

Section 43(2) has been applied to some of the information because it contains details which are commercially sensitive and would prejudice any future competitive exercise. The balance of public

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interest was found to be in favour of withholding the information given that, overall, the public interest is best served in not releasing any details that would prejudice any future competitive exercise by unfairly disadvantaging potential bidders. It is for these reasons I have set the level of prejudice against release of the exempted information at the higher level of "would" rather than "would be likely to".

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, 1<sup>st</sup> Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail [CIO-FOI-IR@mod.uk](mailto: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.org.uk>.

Yours sincerely,



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