



Department
of Energy &
Climate Change

**Department of Energy & Climate
Change**

3 Whitehall Place
London, SW1A 2AW
www.gov.uk/decc

Reference number: 14/0039

20 January 2014

Thank you for your email of 6 January 2014, in which you made the following request:

We would also be grateful if it might be possible forward to us copies of the UK's 22 October 2013 and the 27 November 2013 submissions referred to in the attached table and any covering letters or correspondence.

This request was subsequently clarified in your email of 10 January 2014, where you stated:

We only need the covering letters for the UK's 22 October 2013 and 27 November 2013 submissions.

We have considered your request in accordance with the Environmental Information Regulations 2004 (EIRs) as the information you have sought disclosure of, does in our view, fall within the definition of 'environmental information' as stated in the EIRs.

The information you requested is attached. Please note that the cover letter entitled 'Submission of the United Kingdom's New Entrants and Closures list and New Entrants and Closures table' is addressed 4 November 2013. The UK was required to correct a small number of input errors following an informal review of this submission by the European Commission, with final NAT Changes submitted on 20 November 2013. This submission was then accepted by the European Commission on 27 November 2013, as stated on the European Commission's 'Status table on free allocation to industry and heat production for 2013'. No cover letter was submitted to accompany the submission on 20 November 2013.

Some personal information has been redacted from the information released. Regulation 12(3) of the EIRs, with reference to regulation 13, provides an absolute exemption for personal data which then falls to be dealt with under the Data Protection Act. Personal data can only be disclosed in accordance with the data protection principles. In particular, the first data protection principle requires that disclosure must



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be fair and lawful and must comply with one of the conditions in Schedule 2 of the Data Protection Act. We do not think that it is fair to release the names of junior members of staff or third parties and do not think that any of the relevant conditions apply.

Appeals Procedure

If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within 40 working days of the date of receipt of the response to your original letter and should be sent to the Information Rights Unit at:

Information Rights Unit (DECC Shared Service)
Department for Business, Innovation & Skills
1 Victoria Street
London
SW1H 0ET
E-mail: foi.requests@bis.gsi.gov.uk

Please remember to quote the reference number above in any future communications.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.