

2

[REDACTED]  
/PH3/DOH/GB  
18/06/2012 16:27

To "[REDACTED]@pmi.com">  
cc [REDACTED]/OIS/DOH@DOH  
bcc  
Subj Fw: Reduced Harm Tobacco Products (By first class mail  
ect and e-mail)

Dear [REDACTED]

Please find a response to your letter dated 5 April 2012 regarding reduced harm tobacco products attached.



Philip Morris - reduced harm tobacco products, June 2012.pdf

Yours sincerely,

[REDACTED]  
Tobacco Programme Manager  
Department of Health

Tel: 020 [REDACTED]  
Email: [REDACTED]@dh.gsi.gov.uk

Get off cigarettes with NHS support - call 0800 169 0 169 or visit  
[www.nhs.uk/gosmokefree](http://www.nhs.uk/gosmokefree)

----- Forwarded by [REDACTED]/OIS/DOH on 18/05/2012 08:55 -----

"[REDACTED]@pmi.co  
m>  
05/04/2012 07:19  
To [REDACTED]/OIS/DOH@DOH  
cc  
Subj Reduced Harm Tobacco Products (By first class mail and e-  
ect mail)

Dear [REDACTED]  
**Reduced Harm Tobacco Products**

I read with interest the Secretary of State for Health's speech at the recent Royal College of Physician conference on smoking and health, and understand from it that the Department of Health is interested in learning more about products that have the potential to reduce the harm caused by smoking. I am part of a team of people at Philip Morris International (PMI) whose role is to develop and assess innovative tobacco products that could substantially reduce the harm caused by conventional tobacco products.

Clearly, preventing initiation of tobacco use and encouraging cessation are the best ways to reduce the harm caused by tobacco use. However, despite the well-known health effects of tobacco use, many people will continue to smoke and use other tobacco products for the foreseeable future.<sup>[i]</sup> Although many smokers try to quit smoking, nicotine replacement therapies have not meaningfully improved most smokers' long-term chances of successfully quitting smoking.<sup>[ii]</sup> We believe that tobacco products which are scientifically substantiated to reduce risk and which are acceptable to smokers as substitutes for conventional cigarettes can meaningfully contribute to reducing the harm caused by smoking tobacco.

Our approach focuses on eliminating combustion while still providing adult smokers with an experience that is as close to "smoking" as possible. We are rigorously assessing these products, conducting physical and chemical analysis of the product aerosol, *in vitro* and *in vivo* toxicological assays, and short- and long-term clinical research, with the objective of substantiating that using the products instead of conventional cigarettes reduces the risks associated with smoking, and indeed achieves short- and long-term outcomes in line with smoking cessation. We described our efforts and views in a recent letter to DG SANCO as well as in a more detailed submission to the United States Food and Drug Administration, both of which I enclose for your reference.

I would appreciate the opportunity to share more information about our research and development efforts with you and the Department. We would be guided by you as to how best to arrange such a discussion. We fully understand that any such meeting or discussions with the Department would be completely transparent. We also wish to make clear that we do not seek such a meeting to discuss regulation of conventional tobacco products. Rather, we believe that, as the UK begins to consider the role that novel or innovative products may play in tobacco harm reduction, it may be an opportune time to share our efforts in that regard.

I look forward to hearing from you.

[REDACTED]  
R&D Fellow  
Philip Morris International R&D  
Philip Morris Product SA  
Quai Jeanrenaud 5  
2000 Neuchatel  
Switzerland

[REDACTED]@pmi.com  
Direct line : +41 [REDACTED]

<sup>[i]</sup> The 2004 United Nations Ad Hoc Inter-Agency Task Force on Tobacco Control Report of the Secretary-General stated, "Even assuming a decrease of overall prevalence at annual rate of 1 per cent, the number of tobacco users would still be expected to increase to 1.46 billion by 2025." United Nations Economic and Social Council (UN ECOSOC), E/2004/55, April 2004.

<sup>[iii]</sup> See, e.g., H. Alpert, G. Connolly, and L. Biener, *A Prospective Cohort Study Challenging the Effectiveness of Population-based Medical Intervention for Smoking Cessation*, *Tobacco Control* (Jan. 10, 2012, Epub ahead of print PMID: 22234781) (finding that almost one-third of recent quitters reported to have relapsed, and that odds of relapse were unaffected by use of nicotine replacement therapies for more than six weeks, either with or without professional counseling).

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FDA white paper submission - 13 Feb 2012.pdf PMI ltr Schnichels DG SANCO 15 Mar 2012.pdf

**From:** Cooper, Brett [mailto:Brett.Cooper@pmi.com]

**Sent:** 13 August 2013 16:07

**To:** [REDACTED]

**Cc:** [REDACTED]

**Subject:** Re: Dept of Health FOI request

Dear [REDACTED]

As per the FOI request in November 2012, could you please confirm the information on ingredients included in the item listed as '*Corresp from Philip Morris.pdf*' which relates to a letter to DH from [REDACTED] (Chief Scientist) and [REDACTED] (Director Product Assessment and Compliance) regarding the 2012 Ingredients Report, does not include the release of the ingredients information itself as referred to in the email correspondence in the item listed as '*12 e-mail.docx*'. I would just like to confirm the points raised in the letter on page 2 under the heading '*Information to Be Made Public*' and would request that this be followed if this information is to be included in this Freedom of Information request or any future requests.

If the above point can be confirmed, we have no objection to the release of the attached documents under this FOI request. As discussed in relation to recent FOI requests, could you please ensure the documents are released as pdf's so they cannot be changed. In addition, we do not have any issue with the inclusion of the names of Martin Inkster, Eoin Dardis or myself in the release of the documents given our names have already been included in previous FOI releases. However if you could redact the email addresses and mobile phone numbers of all Philip Morris employees, and the names of [REDACTED] and [REDACTED] given their names were redacted from a previously released FOI request it would be appreciated.

Thanks

**Regards**

**Brett Cooper**

**Phone:** +44 20 7076 6000

**Email:** [Brett.Cooper@pmi.com](mailto:Brett.Cooper@pmi.com)

**From:** [REDACTED] [mailto:[REDACTED]@dh.gsi.gov.uk]

**Sent:** Friday, August 09, 2013 3:51 PM

**To:** Cooper, Brett

**Cc:** [REDACTED]

**Subject:** Dept of Health FOI request

Mr Cooper

Thank you for your replies to our recent e-mails relating to FOI requests. We have received another one. The request under the Freedom of Information Act 2000 (FOI Act) is for all correspondence between Philip Morris International or Philip Morris Ltd and the Department of Health between October 1 2012 and July 18 2013.

As you will realise, there is some overlap between this request and an earlier one. I am, therefore, only attaching copies of information that we have identified that is additional to that already dealt with in our previous exchanges. Be assured that, as usual, information regarded as personal information will be redacted under section 40 of the Act but for the sake of speed I have not yet completed this exercise for these documents.

As you are aware, the FOI Act requires DH to disclose information in response to a request unless an exemption applies. There are two types of exemption in the FOI Act. The first type is 'absolute' exemption, whereby disclosure may be withheld if the information falls within the terms of the exemption in question. The second type is 'qualified' exemption, whereby information can only be withheld if the balance of the public interest, in all the circumstances of the case, favours maintaining the exemption of the information.

If you wish to notify us of any particular issues or considerations that you consider relevant to the question of disclosure of this information, please contact me. All relevant factors will be taken into account when making a decision on whether the information identified is required to be disclosed, in particular the relevant public interest considerations both in favour of and against disclosure.

More information about the FOI Act is available on the website of Information Commissioner's Office at:

[http://www.ico.org.uk/for\\_organisations/guidance\\_index/freedom\\_of\\_information\\_and\\_environmental\\_information#exemptions](http://www.ico.org.uk/for_organisations/guidance_index/freedom_of_information_and_environmental_information#exemptions)

I am sorry that there are so many separate documents but, hopefully, they are relatively straightforward. I am afraid that we are rather close to our statutory deadline for this case. With apologies for the tight deadline I would, therefore, be grateful if you could respond to me by close **Tuesday 13 August 2013** to enable DH to consider any points you wish to make in reaching a decision on this FOI Act request.

Yours sincerely

[REDACTED]

Tobacco Control Programme

Dept of Health

tel 020 [REDACTED]

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**From:** [REDACTED]  
**Sent:** 02 August 2013 16:17  
**To:** Cooper, Brett (Brett.Cooper@pmi.com)  
**Cc:** [REDACTED]  
**Subject:** DH Freedom of Information request - our ref FOI 796402

Dear Mr Cooper

I am writing to you about a request for information received by the Department of Health (DH) under the Freedom of Information Act 2000 (FOI Act).

The request relates to correspondence between DH and Philip Morris about the minutes of the meeting on 30 January and related FOI requests between January and July 2013.

DH holds an number of records relevant to the request. These are included in the attached document.

The FOI Act requires DH to disclose information in response to a request unless an exemption applies. There are two types of exemption in the FOI Act. The first type is an 'absolute' exemption, whereby disclosure may be withheld if the information falls within the terms of the exemption in question. The second type is 'qualified' exemption, whereby information can only be withheld if the balance of the public interest, in all the circumstances of the case, favours maintaining the exemption of the information.

Please let me know if you have any views about the question of disclosure of this information under this request, or matters that you wish us to take into consideration.

All relevant factors will be taken into account when deciding whether disclosure of the information identified is required under the FOI Act, in particular where appropriate, the public interest considerations both in favour of and against disclosure.

I would be grateful if you could respond to this email by **Wednesday 7 August 2013** to enable DH to consider any points you wish to make and reach a decision within the FOI Act deadline.

If we do not hear from you by this date, we will assume that you are content with the disclosure of the information concerned.



I look forward to hearing from you. Should you require further information, please do not hesitate to contact me.

Yours sincerely

[REDACTED]

Tobacco Policy Manager



Department  
of Health

[REDACTED]

Tobacco Policy Manager

Department of Health, 133 Waterloo Road, SE1 8UG

Tel: 020 [REDACTED]

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**From:** Cooper, Brett [mailto:Brett.Cooper@pmi.com]

**Sent:** 07 August 2013 10:42

**To:** [REDACTED]

**Cc:** Inkster, Martin

**Subject:** RE: Freedom of Information Request

Hi [REDACTED]

Sure. Could you please send me the information that the DH plans to release under this FOI request?

Many thanks

**Regards**

**Brett Cooper**

**Phone:** +44 20 7076 6000

**Mobile:** +44 [REDACTED]

**Email:** [Brett.Cooper@pmi.com](mailto:Brett.Cooper@pmi.com)

**From:** [REDACTED] [mailto:[REDACTED]@dh.gsi.gov.uk]

**Sent:** Wednesday, August 07, 2013 10:40 AM

**To:** Cooper, Brett

**Cc:** Inkster, Martin

**Subject:** FW: Freedom of Information Request

Dear Mr Cooper,

I have received an out of office email from Martin Inkster. Are you able to help with the email below regarding an FOI request?

Kind regards

[REDACTED]



Department  
of Health

[REDACTED]  
Tobacco Policy Manager

Tobacco, Behaviour Change and Responsibility Deal

Department of Health, Wellington House, 7<sup>th</sup> Floor (North)

133-155 Waterloo Road, London SE1 8UG

E: [REDACTED]@dh.gsi.gov.uk T: 020 [REDACTED]

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**From:** [REDACTED]

**Sent:** 07 August 2013 10:33

**To:** Martin Inkster ([REDACTED]@pmi.com)

**Subject:** Freedom of Information Request

Dear Mr Inkster,

I am writing to you in connection with a request for information received by the Department of Health (DH) that is being considered under the Freedom of Information Act 2000 (FOI Act).

The FOI Act request is:

*"I am writing to request copies of all correspondence between the Department of Health and Philip Morris International regarding the European Tobacco Products Directive since 1st January 2013."*

DH holds records that are relevant to the request, namely:

- Your email to DH, dated 4 March 2013 and the attachments to that email titled;
  - *A response to the Department of Health request for Philip Morris Limited (PML) views on the EU Tobacco Products Directive*
  - *The influence of the availability of menthol cigarettes on youth smoking prevalence – Oxford Economics*

o NICE Public Health Guidance – Tobacco Harm Reduction. Stakeholder comments

The FOI Act requires DH to disclose information in response to a request unless an exemption applies. There are two types of exemption in the FOI Act. The first type is 'absolute' exemption, whereby disclosure may be withheld if the information falls within the terms of the exemption in question. The second type is 'qualified' exemption, whereby information can only be withheld if the balance of the public interest, in all the circumstances of the case, favours maintaining the exemption of the information.

If you wish to notify us of any particular issues or considerations that you consider relevant to the question of disclosure of this information, please contact me. All relevant factors will be taken into account when making a decision on whether the information identified is required to be disclosed, in particular the relevant public interest considerations both in favour of and against disclosure.

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[http://www.ico.org.uk/for\\_organisations/guidance\\_index/freedom\\_of\\_information\\_and\\_environmental\\_information#exemptions](http://www.ico.org.uk/for_organisations/guidance_index/freedom_of_information_and_environmental_information#exemptions)

I would be grateful if you could respond to me by **Friday, 9 August 2013** to enable DH to consider any points you wish to make in reaching a decision on this FOI Act request.

Yours sincerely,

[Redacted signature]



Department  
of Health

[Redacted name]

Tobacco Policy Manager  
Tobacco, Behaviour Change and Responsibility Deal  
Department of Health, Wellington House, 7<sup>th</sup> Floor (North)

133-155 Waterloo Road, London SE1 8UG

E: [Redacted]@dh.gsi.gov.uk T: 020 [Redacted]

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**From:** Cooper, Brett [mailto:Brett.Cooper@pmi.com]

**Sent:** 08 August 2013 12:27

**To:** [REDACTED]

**Subject:** RE: Freedom of Information request

Dear [REDACTED]

We have no objection to the release of the documents under this FOI request. As discussed earlier today, could you please ensure the documents are released as pdf's so they cannot be changed. In addition, we do not have any issue with the inclusion of names of Philip Morris employees in the release of the documents, however if you could redact the email address of Martin Inkster it would be appreciated.

Thanks

**Regards**

**Brett Cooper**

**Phone:** +44 20 7076 6000

**Mobile:** +44 [REDACTED]

**Email:** [Brett.Cooper@pmi.com](mailto:Brett.Cooper@pmi.com)

**From:** [REDACTED] [mailto:[REDACTED]@dh.gsi.gov.uk]

**Sent:** Wednesday, August 07, 2013 1:18 PM

**To:** Cooper, Brett

**Subject:** Freedom of Information request

Mr Cooper,

Please see below the documents that DH are proposing to release under this FOI.

Kind regards

[REDACTED]



Department  
of Health

[REDACTED]  
Tobacco Policy Manager

Tobacco, Behaviour Change and Responsibility Deal

Department of Health, Wellington House, 7<sup>th</sup> Floor (North)

133-155 Waterloo Road, London SE1 8UG

E: [REDACTED]@dh.gsi.gov.uk T: 020 [REDACTED]

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**From:** Cooper, Brett [mailto:Brett.Cooper@pmi.com]  
**Sent:** 06 August 2013 21:30  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE: DH Freedom of Information request - our ref FOI 795670

Dear [REDACTED] and [REDACTED]

We have no objection to the release of the attached documents under this FOI request. As discussed today, if you could redact my mobile number from the email it would be appreciated. As our names have already been published in the minutes and in the media relating to the attached, all the remaining information, including the names of those copied are fine to be released as per the attached.

Thanks

**Regards**

**Brett Cooper**

**Phone:** +44 20 7076 6000

**Mobile:** +44 [REDACTED]

**Email:** [Brett.Cooper@pmi.com](mailto:Brett.Cooper@pmi.com)

**From:** [REDACTED] [mailto:[REDACTED]@dh.gsi.gov.uk]  
**Sent:** Friday, August 02, 2013 2:48 PM  
**To:** Cooper, Brett  
**Cc:** [REDACTED]  
**Subject:** DH Freedom of Information request - our ref FOI 795670

Dear Mr Cooper

I am writing to you about a request for information received by the Department of Health (DH) under the Freedom of Information Act 2000 (FOI Act).



The request relates to *inter alia* correspondence between DH and Philip Morris about the Centre of Economic Business Research study entitled *Quantification of the economic impact of plain packaging for tobacco products in the UK* between January and July 2013.

DH holds one record relevant to the request, namely your email of 2 April 2013. A redacted copy of this email is attached.

The FOI Act requires DH to disclose information in response to a request unless an exemption applies. There are two types of exemption in the FOI Act. The first type is an 'absolute' exemption, whereby disclosure may be withheld if the information falls within the terms of the exemption in question. The second type is 'qualified' exemption, whereby information can only be withheld if the balance of the public interest, in all the circumstances of the case, favours maintaining the exemption of the information.

Please let me know if you have any views about the question of disclosure of this information under this request, or matters that you wish us to take into consideration.

All relevant factors will be taken into account when deciding whether disclosure of the information identified is required under the FOI Act, in particular where appropriate, the public interest considerations both in favour of and against disclosure.

I would be grateful if you could respond to this email by **Wednesday 7 August 2013** to enable DH to consider any points you wish to make and reach a decision within the FOI Act deadline..

If we do not hear from you by this date, we will assume that you are content with the disclosure of the information concerned.

I look forward to hearing from you. Should you require further information, please do not hesitate to contact me.

Yours sincerely

[REDACTED]  
Tobacco Policy Manager



Department  
of Health

[REDACTED]  
Tobacco Policy Manager

Department of Health, 133 Waterloo Road, SE1 8UG

Tel: 020 [REDACTED]

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**From:** Cooper, Brett [mailto:Brett.Cooper@pmi.com]

**Sent:** 22 August 2013 18:20

**To:** [REDACTED]

**Cc:** [REDACTED]

**Subject:** RE: DH Freedom of Information request - our ref FOI 801464

Dear [REDACTED]

Given my mobile number has already been redacted from the attached correspondence and they are in pdf format, we have no objection to the release of the attached documents under this FOI request.

Thanks

**Regards**

**Brett Cooper**

**Phone: +44 20 7076 6000**

**Mobile: +44 [REDACTED]**

**Email: [Brett.Cooper@pmi.com](mailto:Brett.Cooper@pmi.com)**

**From:** [REDACTED]  
**Sent:** 20 August 2013 15:06  
**To:** 'Cooper, Brett'  
**Cc:** [REDACTED]  
**Subject:** DH Freedom of Information request - our ref FOI 801464

Dear Mr Cooper

Many thanks for your responses to my recent emails about FOI requests. We have received another request under the Freedom of Information Act 2000 (FOI Act).

The request relates to correspondence between DH and Philip Morris about standardised packaging between 1 February 2012 and 12 August 2013. Much of this period is covered by recent FOI requests so we will direct the correspondent to the earlier responses.

DH holds two additional emails relevant to the request and a redacted copy of these email is attached.

The FOI Act requires DH to disclose information in response to a request unless an exemption applies. There are two types of exemption in the FOI Act. The first type is an 'absolute' exemption, whereby disclosure may be withheld if the information falls within the terms of the exemption in question. The second type is 'qualified' exemption, whereby information can only be withheld if the balance of the public interest, in all the circumstances of the case, favours maintaining the exemption of the information.

Please let me know if you have any views about the question of disclosure of this information under this request, or matters that you wish us to take into consideration.

All relevant factors will be taken into account when deciding whether disclosure of the information identified is required under the FOI Act, in particular where appropriate, the public interest considerations both in favour of and against disclosure.

I would be grateful if you could respond to this email by close on **Tuesday 27 August 2013** to enable DH to consider any points you wish to make and reach a decision within the FOI Act deadline.

If we do not hear from you by this date, we will assume that you are content with the disclosure of the information concerned.

I look forward to hearing from you. Should you require further information, please do not hesitate to contact me.

[REDACTED]



[REDACTED]

Tobacco Policy Manager

Department of Health, 133 Waterloo Road, SE1 8UG

Tel: 020 [REDACTED]

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