



Department  
for Environment  
Food & Rural Affairs

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[www.gov.uk/defra](http://www.gov.uk/defra)

Our ref: RFI 7287  
Date: 26 March 2015

Dear [REDACTED]

**REQUEST FOR INFORMATION: ANY LICENCE APPLICATION, STOCKLIST AND ANY ASSOCIATED CORRESPONDENCE FOR CIRCUS MONDAO RECEIVED BETWEEN 22 JANUARY AND 19 FEBRUARY 2015**

Thank you for your request of 19 February for the above information relating to Circus Mondao. As you know we have handled your request under the Freedom of Information Act 2000 (FOIA).

**Information disclosed**

I enclose a copy of the following information held by this Department as of 19 February 2015:

a copy of the application received on 28 January 2015 from Circus Mondao for a new licence under the Welfare of Wild Animals in Travelling Circuses (England) Regulations 2012, including the stocklist for the animals to be covered by the licence and associated correspondence.

Certain information in the above documents has been redacted under section 38 Health and Safety and section 40(2) and (3)(a)(i) Personal Information of the FOIA.

Section 38 applies to information that if disclosed would be likely to put the physical or mental health, or the safety, of any individual at risk or greater risk. We understand that some people may wish to see the reports in their entirety. However we have seen evidence that individuals associated with the circus licensing regime, or individuals in other areas involving wild animals in circuses, have previously been subject to threats, and the release of further identifying information could increase their risk. Therefore this information has been redacted.



The information that falls under this exemption is:

- Personal contact details of circus operators
- Names of circus representatives other than the licence holder
- The details of the lead vet
- The name of the circus inspector

In addition, the application forms and licence paperwork contain personal data, which we have concluded should be withheld under section 40(2) and (3)(a)(i) (personal data relating to persons other than the requester; i.e. third parties) of the FOIA. Section 40(2) and (3)(a)(i) of the FOIA provides that personal data relating to third parties is exempt information if disclosure would breach the Data Protection Act 1998 (DPA). We consider that disclosure of these personal data is likely to breach the first data protection principle in Schedule 1 to the DPA, which relates to the fair and lawful processing of personal data, in two ways. First, disclosure would not constitute 'fair' processing of the personal data, second, disclosure would not satisfy any of the conditions for data processing set out in Schedule 2 to the DPA. Therefore, we have concluded that this information is exempt from disclosure under section 40(2) and (3)(a)(i) of the FOIA.

Information disclosed in response to this FOIA request is releasable to the public. In keeping with the spirit and effect of the FOIA and the government's Transparency Agenda, this letter and the information disclosed to you may be placed on GOV.UK, together with any related information that will provide a key to its wider context. No information identifying you will be placed on the GOV.UK website.

I attach Annex A, which explains the copyright that applies to the information being released to you.

I attach Annex B giving contact details should you be unhappy with the service you have received.

If you have any queries about this letter please contact the address below.

Yours sincerely,

  
**Defra FOIA and EIRs Team**

[InformationRequests@defra.gsi.gov.uk](mailto:InformationRequests@defra.gsi.gov.uk)

## Annex A

### Copyright

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## Annex B

### Complaints

If you are unhappy with the service you have received in relation to your request you may make a complaint or appeal against our decision under section 17(7) of the FOIA or under regulation 18 of the EIRs, as applicable, within 40 working days of the date of this letter. Please write to [REDACTED] Head of Information Standards, Area 4D, Nobel House, 17 Smith Square, London, SW1P 3JR (email: [requestforinfo@defra.gsi.gov.uk](mailto:requestforinfo@defra.gsi.gov.uk)) and he will arrange for an internal review of your case. Details of Defra's complaints procedure are on our [website](#).

If you are not content with the outcome of the internal review, section 50 of the FOIA and regulation 18 of the EIRs gives you the right to apply directly to the Information Commissioner for a decision. Please note that generally the Information Commissioner cannot make a decision unless you have first exhausted Defra's own complaints procedure. The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF