

Animal and Plant Health Agency Access to Information Team Weybourne Building Ground Floor Woodham Lane New Haw Addlestone Surrey KT15 3NB F 01932 357608

www.gov.uk/apha

{By Email}

Our Ref: ATIC1021

9 February 2017

Dear

PROVISION OF REQUESTED INFORMATION

Thank you for your request for information about a live animal export which we received on 27 January 2017. Your request has been handled under the Freedom of Information Act 2000.

The information you requested and our response is detailed below:

"Freedom of Information Request Live animal export shipment Friday 9th September 2016 via Ramsgate Port

Sir I am requesting under an FOI Request the following Information on Live animal shipments from the UK.

1. The completed and returned Journey Logs for the following Livestock Transporters for Friday 9th September 2016

A. BN -GV -01 OK -16 0YN

Following a search of our paper and electronic records, the information that you have requested on this vehicle is not held by APHA. This is because although the vehicle travelled with others on the sailing, there were no animals on board. Therefore there is no journey log for this vehicle.

B. BT -JD -75 OD -39 -DD

Please see the completed and returned journey log (WIT07) at Appendix 1.

C. BZ -HX -63 OF -68 –RN

Please see the completed and returned journey log (WIT07) at Appendix 2.

The Animal and Plant Health Agency is an Executive Agency of the Department for Environment, Food and Rural Affairs working to safeguard animal and plant health for the benefit of people, the environment and the economy.

D. KX 60 HXK"

This information is available on GOV.UK via the following link:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/559279/A TIC0954.pdf

As the information is reasonably accessible to you by other means, it is exempt from disclosure under section 21 of the FOIA.

Information has been redacted under Section 38, Section 40(2) read in conjunction with 40(3)(a)(i) of the Freedom of Information Act (2000).

Section 38

Section 38 refers to the exemption from the duty to provide information if it would, or would be likely to affect anyone's health or safety.

The exemption in Section 38 is subject to a Public Interest Test to ensure it is being appropriately applied.

Public Interest Test

We recognise that there is a general presumption in favour of transparency and openness concerning our work, and providing the general public with the right to request access to information held by public authorities.

We also recognise that there is a public interest in disclosure of this specific information in order to increase this transparency and aid well-informed debates concerning the welfare and transportation of animals, and the individuals associated with them.

However, we feel that there is a stronger public interest in withholding the information as the full addresses, including the county of origin, the destination and/or rest stops, transporter details and individual names would identify further information and would, or would be likely to, endanger the health and safety of staff. This poses a substantial risk to the health and safety of individuals associated with the transportation of animals that would be of significant severity and is likely to occur in some cases. We consider this to be a significant factor in favour of maintaining the exemption.

APHA has balanced the real threat to the health and safety of individuals which disclosure of the requested information would be likely to cause, against the public interest arguments in favour of disclosure. In this instance the APHA does not consider that disclosing the information requested in order to inform public debate and to

promote accountability and transparency would justify the risk to individuals' health and safety.

Section 40

Some of the information contained within the requested documents has been withheld under section 40(2) read in conjunction with 40(3)(a)(i) (third party personal data) of the FOIA as the information constitutes personal data relating to a third party. Section 40(2) read in conjunction with 40(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).

APHA consider that disclosure of this information is likely to breach the first data protection principle in Schedule 1 of 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) of the FOIA.

Information disclosed in response to this FOI 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 an Annex which explains the copyright that applies to the information being released to you and contact details should you be unhappy with the service you have received.

If you have any queries about this letter, please contact the Access to Information Team at the email address below or postal address at the top of this letter.

Yours sincerely

ACCESS TO INFORMATION TEAM

Email: enquiries@apha.gsi.gov.uk

Annex

Copyright

The information supplied to you is Crown copyright, unless otherwise stated, and is protected by the Copyright, Designs and Patents Act 1988. You are free to use it for your own purposes, including for the purposes of news reporting. You can find details on the arrangements for re-using Crown copyright information at:

http://www.nationalarchives.gov.uk/doc/open-government-licence/open-government

Information you receive which is **not** subject to Crown Copyright continues to be protected by the copyright of the person, or organisation, from which the information originated. You must ensure that you gain their permission before reproducing any third party (non Crown Copyright) information.

Complaints

If you are unhappy with the result of your request for information you may request an internal review within 40 working days of the date of this letter.

If you wish to request an internal review, please contact: The Access to Information Team at enquiries@apha.gsi.gov.uk or at the postal address at the top of this letter, who will arrange for an internal review of your case.

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. Please note that generally the Information Commissioner cannot make a decision unless you have first exhausted APHA's own complaints procedure. The Information Commissioner can be contacted at:

Information Commissioner's Office Wycliffe House Water Lane Wilmslow Cheshire SK9 5AF APPENDIX 1

Council Regulation EC No. 1/2005 on the protection of animals during transport.

JOURNEY LOG

During the journey the consignment of animals MUST be accompanied by TriiS journey log

APHA office address for submissions and returns of Journey Logs

Welfare in Transport Team Centre for International Trade Edea Bridge House Lowiner Street Carlisle CA3 8DX



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According to my knowledge, at the time of departure, the animals were fit for transport and the means of transport and the transport practices were in accordance with the provisions of Council Regulation (EC) No

1/2005.

Signature of the Veterinarian:

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A copy	of the anomaly report accompa- tent authority.	ned by a copy of S	ection	1 of the	journey log shall be transmitted to the	
1.	DECLARANT'S name, title and	address:				
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	Date and time of the declaration authority:	n to competent		7	Signature of the declarant	
	Annex I, Chapter hand Chapter VI, p Annex I, Chapter II and IV. Annex I, Chapter VI. Annex I, Chapter VI. Annex I, Chapter VI. Annex I, Chapter VII. Annex I, Chapter VIII. Annex I, Chapter VIII. Annex I, Chapter VIII. Annex I, Chapter VIII.		T. N. J. C.			

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APNA office address for authorisaloris Council Regulation EC No. 1/2005 on the and returns of Journey Loca protection of animals during transport. Animal & Wolfare in Transport Team JOURNEY LOG Contro for International Trade During the journey the consignment of Plant Health Eden Bridge House animals MUST be accompanied by THIS Lowther Street Agency Carliele journey laa CAS SDX Organisara Name and Ardress 2515 1.2 Name of the person in charge of the journey Telephone/Fax Total expected diretion (hours/days) 21 hours. Place and country of departure Place and country of destination France. Date Date ime 09/09/2016 09/09/2016 23:59 Species Veterinary certificate(s) number(s) INTRA.GB.2016.0023469. Ovines Weened YES Estimated total weight of the consignment Total space provided for the consignment (in m²); 100.00 List of scheduled resting, transfer or ext shints 6.1 Name of the place where animals Transporter's name and 6.2 63 Lenuth Arrival are to be rested, or transferred (in hours) authorisation No (if different (including exit points) Date Time from the organisers 09/09/ Ramsgate Port, Ramsgate, Kent. 09:00 2016 09/09/ Calais Port, Calais, France. 2016 18:00 One hour Mid Journey Break. I, the organiser, hereby declare that I am Official stamp responsible for the organisation of the abovementioned journey and I have made suitable arrangements to safeguard the welfare of the animals throughout the journey in accordance with the provisions of Council Regulation (EC) No 1/2005 Signa APHA Journey Log Reference JL10792

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	Section 2: Place of Departure
1,	Keeper at the place of departure. → Name and address (if different from the organiser mentioned in section
2.	Place and Member State of departure (*):
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3.	Date and time of first animal A. Number of animals loaded (*): 5. Identification of the means of transport:
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6.	I, the keeper of the animals at the place of departure, hereby declare that I have been present at the loading of the animals. According to my knowledge, at the time of loading the above mentioned animals were fit for transport and the facilities and procedures for handling the animals were in accordance with the provisions of Regulation (EQ) No. 1/2005 on the protection of animals during transport and related operations.
7.	Signature of the keeper at the place of departure:
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8.	Additional checks at departure
9.	Veterinarian at the place of the
10.	I, Veterinarian, hereby declare that I have checked and approved the loading of the animals mentioned above. According to my knowledge, at the time of departure, the animals were fit for transport and the means of transport the transport practices were in accordance with the provisions of Council Regulation (EC) No 1/200
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4.4.	Journey time limits (*)	***************************************		4.9.	Journey log records	Д
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5, 	the reservations detailed in this repo No 1/2005 on the protection of anim	ort concerning on trans	ompli	ance wi	vementioned animals and have expre th the provisions of Council Regulation ted operations	ssed n (EC)
6.	Date and time of the declaration to authority:	competent		7.	Signature of the declarant:	
	Annex I, Chapter I and Chapter VI, paragr Annex I, Chapters II and IV. Annex I, Chapter III. Annex I, Chapter V. Annex I, Chapter VI. Annex I, Chapter VII. Article 6. Article 6(5).	raph 1.9.		<u>।</u> 	·	

The Animal and Plant Health Agency is an Executive Agency of the Department for Environment, Food and Rural Affairs working to safeguard animal and plant health for the benefit of people, the environment and the economy.