



Ministry  
of Defence



LLB(Hons)  
DE&S Land Equipment & ISTAR

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Defence Equipment & Support  
Maple 0a # 2043  
MOD Abbey Wood  
Bristol BS34 8JH



## DE&S SECRETARIAT

1-Jun-16

Our Ref: FOI2016/04087

Dear [REDACTED],

Thank you for your email of 20<sup>th</sup> March 2016 requesting the following information:

*We would respectfully repeat our request under the Freedom of Information Act for a copy of the successful tenderers 'unpriced' tender return for OIP/0033.*

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 (MOD), and I can confirm that information in scope of your request is held.

Some of the information you have requested falls within the scope of the absolute exemption provided for at sections 40 (Personal Data), and qualified exemptions provided for at section 43 (Commercial Interests) 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 is a qualified exemption and is 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) considers information which if released is likely to prejudice the commercial interests of any person. A person may be an individual, a company, the MOD, or any other legal entity. Disclosing the information could prejudice future competitions.

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, 2<sup>nd</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,

A solid black rectangular box used to redact the signature of the sender.

DE&S Secretariat (Land Equipment & ISTAR)