



Ministry
of Defence

DE&S Policy Secretariat Air 1a

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



Your Reference:

Our Reference:
FOI 2015/03849
Date:
25 June 2015

Dear [REDACTED]

I wrote to you on 16 April 2015 regarding your request for information. I apologise that it has taken longer than originally anticipated to be able to respond to your request.

In your original request, dated 30 January 2015, you asked for the following information:

'Haddon Cave points out in the Nimrod Review that all IPTs were required to issue a risk based Safety Case Report for their respective platforms by 1st April 2004 and with it a risk classification based on BP 1201. Could I have a copy of the Tornado safety case baseline report relating to mid-air collision?'

In your email dated 25 February 2015 you revised your request as follows:

'Many thanks for that information. Please can I have a copy of the overarching safety case.'

In your email dated 13 March 2015, you further revised your request as follows:

'Many thanks for your reply. The MAC extract will be fine, as long as it does not cross-refer to other sections of the document.'

In your email dated 14 April 2015, you further revised your request as follows:

'Many thanks for your reply, but I think there has been some misunderstanding as the document (2 pages) tells me nothing about the safety case for Tornado mid air collision. In order to avoid any further misunderstanding please forward me the complete Safety Case Summary paper for Tornado (175 pages).'

I am treating your correspondence as a request for information under the Freedom of Information Act 2000.

A search for the information has now been completed within the Ministry of Defence and I can confirm that information in scope of your request is held. The information you have requested can be found enclosed, however some of it falls entirely within the scope of the absolute exemption provided for at Section 40 (Personal Information) of the FOI Act and has been redacted. Section 40

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is an absolute exemption and, as such, there is no requirement to consider the public interest in making a decision to withhold this information.

Under Section 16 of the Act (Advice and Assistance) you may find it helpful to note that the Safety Case document is over ten years old and does not reflect the modern safety argument maintained for Tornado aircraft and all other UK military air platforms today.

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, 1st Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail 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,

DE&S Policy Secretariat