



Ministry
of Defence

Army Secretariat
Army Headquarters
IDL 24 Blenheim Building
Marlborough Lines
Andover
Hampshire, SP11 8HJ
United Kingdom

Ref: Army Sec 06/05 FOI2015/08797

E-mail: ArmySec-&group@mod.uk

Website: www.army.mod.uk

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

05 November 2015

Email: xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx

Dear xxxxxxxxxxxxxxx,

Thank you for your email of 7 October 2015 where you requested the following information:

I would be grateful if you could please furnish me with details of the MoD Land Systems safety report submitted to HM Assistant Coroner Jones concerning the death of Pte John Lomas while adventure training in Austria in June 2012.

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

Section 1 of the Freedom of Information Act gives an applicant the right to access recorded information held by public authorities at the time the request is made and does not require public authorities to answer questions, provide explanations or give opinions, unless this is recorded information held. Following a search of our recorded information I have established that the information you have requested is not held by the MOD. However, in order to be helpful in accordance with Section 16 of the Act, I have endeavoured to provide information which I believe is relevant to your question. Although there was no MoD Land Systems safety report submitted to the Assistant Coroner, a report from the Land Accident Prevention and Investigation Team was submitted, and I believe that this is the document you require.

The report can be found enclosed, but some of the information falls entirely within the scope of the absolute exemption provided at section 40 (Personal Data) of the FOIA and has been redacted.

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.gov.uk>.

Yours sincerely,

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Army Secretariat