



Animal &  
Plant Health  
Agency

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[REDACTED]  
{By Email}

Our Ref: ATIC1319

27 April 2018

Dear [REDACTED]

## PROVISION OF REQUESTED INFORMATION

Thank you for your request for information which we received on 18 April 2018. Your request has been handled under the Freedom of Information Act 2000.

The information you requested and our response is detailed below:

1. 'I am continuing my research into live animal exports and would be most grateful if you would provide me with copies of the following Journey Logs for journeys carrying live sheep and calves to slaughter or further fattening on journeys commencing in Scotland.':-

SAILING DATE	JOURNEY LOG NUMBER
19/01/2017	11344
02/02/2017	11390
25/03/2017	11545
30/04/2017	11662
28/04/2017	11669
11/05/2017	11730
11/05/2017	11734
08/06/2017	11848
06/07/2017	11939
03/08/2017	12036
20/09/2017	12255

The requested Journey Logs can be found attached; Appendix 1 to 11. We do not yet hold a completed Journey Log for JL11730. Section 1 of Journey Log JL11730 has been included.

- In addition to providing copies of these Journey Logs, can you please tell me how many sheep of all ages and how many cattle of all ages were exported for slaughter or further fattening/production from Scotland to (a) the Republic of Ireland and (b) all other European States combined during 2017?

Below you can find the figures for:

Sheep and Cattle exported for further fattening, production, or slaughter from Scottish Holdings and Assembly Centres to the Republic of Ireland in 2017.

Destination	Cattle		Sheep		Total
	Fattening/ Production	Slaughter	Fattening/ Production	Slaughter	
Rep of Ireland	32	671	617	2,456	3,776

Below you can find figures for:

Sheep and Cattle exported for further fattening, production, or slaughter from Scottish Holdings and Assembly Centres to all other Member States of the European Union in 2017.

Destination	Cattle		Sheep		Total
	Fattening/ Production	Slaughter	Fattening/ Production	Slaughter	
Austria	-	-	-	-	-
Belgium	-	-	380	-	380
Estonia	-	-	-	-	-
France	-	-	-	-	-
Germany	-	-	-	-	-
Italy	304	-	-	-	304
Netherlands	-	-	-	-	-
Poland	-	-	-	-	-
Portugal	-	-	-	-	-
Romania	-	-	-	-	-
Spain	5,199	-	-	-	5,199
Sweden	-	-	-	-	-
Switzerland	-	-	-	-	-
<b>Totals</b>	<b>5,503</b>	<b>-</b>	<b>380</b>	<b>-</b>	<b>5,883</b>

3. In all of these Journeys above can you please advise me which if any Journey records two drivers present on the transporter.”

From the Journey Logs requested, JL12036 indicates two named drivers.

Information has been redacted under Section 38(1), Section 40(2), read in conjunction with 40(3)(a)(i) of the Freedom of Information Act (2000).

### **Section 38**

Section 38(1) 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(1) 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 individuals and 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 have 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 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](mailto: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:

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### 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](mailto: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