



Animal &
Plant Health
Agency

Animal and Plant Health Agency
Access to Information Team
Woodham Lane
New Haw
Addlestone
Surrey
KT15 3NB

enquiries@apha.gov.uk

www.gov.uk/apha

Our Ref: ATIC2478

[REDACTED]
{By Email}

01 September 2021

Dear [REDACTED]

PROVISION OF REQUESTED INFORMATION

Thank you for your request for information about Tb appeals and statistics, which APHA received on 16 August 2021 . Your request has been handled under the Freedom of Information Act (FOIA).

The information you requested and our response is detailed below:

“Under the Freedom of Information Act I am requesting

- 1) the appeals procedure following a bTB test that is disputed
- 2) a breakdown of the numbers of appeals by animal species. Namely Cattle, Goats, Sheep, Alpacas, Deer ,Dogs and Cats in 2020, 2019 , 2018 and 2010
- 3) the number of successful appeals brokendown in the same species order as above and for the same years”

There is no appeals procedure following a bTb test that is disputed and the legislation does not provide any provision for one. The Secretary of State (SoS) and Welsh/Scottish Ministers can slaughter for the control of particular diseases based on suspicion or confirmation of disease. The legislation can be found here:

<https://www.legislation.gov.uk/ukxi/2014/2337/contents/made>

If a keeper believes that a test has not been carried out in line with the protocol, then they should complain to APHA using the formal complaints procedure and this would then be investigated.

Information disclosed in response to this FOI request is releasable to the public. In keeping with the spirit and effect of the FOI 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.

APHA is an Executive Agency of the Department for Environment, Food and Rural Affairs and also works on behalf of the Scottish Government, Welsh Government and Food Standards Agency to safeguard animal and plant health for the benefit of people, the environment and the economy.

An Annex is attached 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.

Postal requests during the COVID-19 outbreak

APHA are currently experiencing delays in replying to post received. You should send queries to the relevant email address (details below) wherever possible. Please remember to include a return email address.

Yours sincerely

ACCESS TO INFORMATION TEAM

Email: enquiries@apha.gov.uk

Annex

Copyright

The information supplied to you continues to be protected by copyright. You are free to use it for your own purposes, including for private study and non-commercial research, and for any other purpose authorised by an exception in current copyright law. Documents (except photographs or logos) can also be used in the UK without requiring permission for the purposes of news reporting. Any other re-use, for example commercial publication, would require the permission of the copyright holder.

Most documents produced by APHA will be protected by Crown Copyright. Most Crown copyright information can be re-used under the [Open Government Licence](#). For information about the OGL and about re-using Crown Copyright information please see [The National Archives website](#).

Copyright in other documents may rest with a third party. For information about obtaining permission from a third party see the [Intellectual Property Office's website](#).

Complaints

If you are unhappy with the service you have received in relation to your request, you may make a complaint or appeal against our decision under section 17(7) of the FOIA or under regulation 11 of the EIRs, as applicable, within 40 working days of the date of this letter. Please write to the Access to Information Manager at the address at the top of this letter or email enquiries@apha.gov.uk and the team will arrange for an internal review of your case.

If you are not content with the outcome of the internal review, section 50 of the FOIA and regulation 18 of the EIRs gives you the right to apply directly to the Information Commissioner's Office (ICO) for a decision. Please note that generally the ICO cannot make a decision unless you have first exhausted APHA's own complaints procedure. The ICO can be contacted at:

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

Coronavirus

If you need to contact the ICO during the Coronavirus pandemic, it's best to do so online. Please click [here](#) for contact details. You can also call them on 0303 123 1113.