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[Redacted]

By email: [Redacted]

Our ref: FOI2023/07708
15 May 2023

Dear [Redacted],

REQUEST FOR INFORMATION: Livestock Transport Temperatures

Thank you for your request for information of 19 April 2023 about livestock transport temperatures. We have handled your request under the Freedom of Information Act 2000 (FOIA).

Your information request and our response are set out below.

I am writing to formally request information referred to by civil service colleagues in the welfare in transport stakeholder meeting for livestock transport temperatures on 16/01/23.

We enclose a copy of the information you requested:

- Annex C: Food Standards Agency animal welfare enforcement non-compliances in the years 2021 and 2022; data extracted to show livestock cases related to high or low temperatures.

Please note that additional columns entitled 'Abattoir registration number,' 'Name of referring OV,' 'LA (abattoir) contact details', 'Departure point name', 'CHP number', 'Departure point address and postcode', 'Transporter/haulier name', and 'Transporter/haulier address and postcode' have been excluded. Where identifiable information has been included by the Official Veterinarian (OV) in the 'Description of incident' column, it has been redacted in order to ensure anonymity. Identifiable 'slap mark' numbers, driver names, Animal Welfare Officer names, abattoir names, and farmer names have been redacted.

This is because we have decided that the information should be withheld under sections 40(2) and 40(3A) of the FOIA as the information constitutes personal data relating to persons other than you. These sections exempt personal information from disclosure if that information relates to someone other than the applicant, and if disclosure of that information would breach any of the data protection principles in Article 5(1) of the UK General Data Protection Regulation (GDPR).

We consider that disclosure of this information is likely to breach the first data protection principle, which provides that personal data must be processed lawfully, fairly, and in a transparent manner. Disclosure would not constitute 'fair' processing of the personal data because the information relates to third parties who would not reasonably have expected



their names to be made public.

Information disclosed in response to this FOIA 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.

We attach Annex A, explaining the copyright that applies to the information being released to you, and Annex B giving contact details should you be unhappy with the service you have received.

If you have any queries about this letter please contact me.

Yours sincerely

[Redacted]

Information Rights Team
InformationRequests@defra.gov.uk

Annex A

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 be also 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.

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Annex B

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 ^[Redacted], Head of Information Rights via email at InformationRequests@defra.gov.uk and he will arrange for an internal review of your case. Details of Defra's complaints procedure are on our website.

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 Defra's own complaints procedure.

The ICO can be contacted using the following link:

<https://ico.org.uk/make-a-complaint/official-information-concerns-report/official-information-concern/>