



IN THE MATTER OF AN APPEAL TO THE FIRST-TIER TRIBUNAL (INFORMATION RIGHTS) UNDER SECTION 58 OF THE FREEDOM OF INFORMATION ACT 2000

Appeal No: EA/2009/0106

BETWEEN:

DEPARTMENT FOR ENVIRONMENT, FOOD AND RURAL AFFAIRS

Appellant

and

THE INFORMATION COMMISSIONER

Respondent

and

MR SIMON BIRKETT

Second Respondent

CONSENT ORDER APPROVAL

PURSUANT to Rule 37(1) of the Tribunal Procedure (First-tier) (General Regulatory Chamber) Rules 2009, upon reading the parties' representations:

In accordance with the provisions of the above Rule, the Tribunal approves the consent order in this matter attached hereto in the following terms.

Signed:

John Angel

Principal Judge

Dated: 30 April 2012

**IN THE MATTER OF AN APPEAL TO THE FIRST TIER TRIBUNAL
UNDER SECTION 57 OF THE FREEDOM OF INFORMATION ACT 2000**

Appeal No. EA/2009/0106

BETWEEN:

DEPARTMENT FOR ENVIRONMENT, FOOD AND RURAL AFFAIRS

Appellant

v

THE INFORMATION COMMISSIONER

Respondent

and

MR SIMON BIRKETT

Second Respondent

CONSENT ORDER

UPON the Appellant having disclosed to the Second Respondent by letter dated 26 March 2012 all the disputed information falling for consideration by the Tribunal upon this remitted appeal, save for: (1) three sentences at page 20 of document (d) within the Closed Bundle; and (2) names and email addresses of civil servants redacted from documents (b), (c) and (e) within the Closed Bundle (together 'the remaining disputed information')

AND UPON the Second Respondent confirming that he does not seek disclosure of the remaining disputed information

AND UPON the Respondent confirming that it does not seek to uphold its Decision Notice dated 2 November 2009 to the extent that such notice requires the Appellant to disclose the remaining disputed information

AND UPON the Tribunal having considered the letter sent by the Appellant to the Respondents dated 26 March 2012 and the response to that letter by the Second Respondent dated 5 April 2012

BY CONSENT IT IS ORDERED THAT:

1. The Respondent's Decision Notice is substituted so as to provide that the Appellant is not required to disclose to the Second Respondent the remaining disputed information.
2. There be no further hearing listed or order made in these proceedings.
3. No order for costs.

Dated this 30th day of April 2012

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