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Information Access Team

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Mr C W Hardison
HMP Wellingborough A6087AJ
Wellingborough
Northamptonshire NN8 2NH

Date: 7 May 2010

Dear Mr Hardison

Freedom of information request (our ref. 6439): ICO case FS50198230

As you will be aware, the Home Office has appealed to the First Tier Tribunal in respect of the Decision Notice of 9 March 2010 by information Commissioner on our response to your Freedom of information (Fol) request of 26 March 2007.

The information in the draft consultation paper which you requested was originally withheld under sections 21 (information accessible by other means) and section 35(1)(a) (formulation or development of government policy) of the Fol Act. Some information in the draft paper was disclosed to you under cover of my letter of 2 July 2009.

The appeal is in respect only of the information Commissioner's decision on the use of section 35(1)(a) of the Fol Act. I am therefore writing to you to provide the information which was withheld under section 21, to comply with the first part of Commissioner's direction at paragraph 86 of the Decision Notice.

I enclose the draft consultation paper, including those passages which were originally withheld under section 21 and those which have already been provided to you. Information which has been withheld under section 35(1)(a) has been redacted from the document, pending the outcome of the appeal.

Yours sincerely

Adrian Brook

Information Access Team