NORFOLK CONSTABULARY

Our Priority is You

Norfolk Constabulary

Freedom of Information Department
Jubilee House
Falconers Chase
Wymondham
Norfolk NR18 0WW

Tel: 01953 425699 Ext: 2803
Fax: 01953 42 4080
Email: freedomofinformation@norfolk.pnn.police.uk

September 2011

Dear Member of the public

Freedom of Information Request Reference N^{o}: FOI 272/11/12

I write in connection with your request for information received by the Norfolk Constabulary on the 30th August 2011. Although this was logged as one request we feel that it is better answered in 3 separate responses. This response relates to questions 1 and 2 of your request where you have sought access to the following information:

1 Copies of all FOI / EIR requests made to Norfolk Police concerning the hacking / leaking of emails from the Climatic Research Unit at the University of East Anglia (also known as Climategate) and the police investigation into the incident.

2 Copies of all responses to FOI / EIR requests made to Norfolk Police concerning the hacking / leaking of emails from the Climatic Research Unit at the University of East Anglia (also known as Climategate) and the police investigation into the incident.

This would include:

a) Copies of all documents, data or information released under information legislation.
b) A log of all refusals, and of outstanding FOIA and EIR requests.

Norfolk Constabulary holds information relevant to your request.

Response to your Request

Norfolk Constabulary has located the following information as relevant to your request.

Norfolk Constabulary has received and responded to 13 previous Freedom of Information requests that relate to the investigation into the leak of emails from the Climatic Research Unit at the University of East Anglia. These are available to view on the disclosure log pages of the Norfolk Constabulary website.

Under Section 21(1) of the Freedom of Information Act (2000), public authorities are not required to provide information that is reasonably accessible to the public by other means, in this case via the Norfolk Constabulary website therefore in accordance with Section 17 of the Freedom of Information Act (2000), this serves as a Refusal Notice for your request.

Please use the links below to access the relevant pages of the website.

http://www.norfolk.police.uk/aboutus/yourrighttoinformation/freedomofinformation/disclosurelog.aspx?category=Investigations&year=2010

The relevant document numbers for the year 2010 are:
718/09 – February 2010
34/10/11 – April 2010
123/10/11 – June 2010
192/10/11 – July 2010
328/10/11 – October 2010
372/10/11 – November 2010

http://www.norfolk.police.uk/aboutus/yourrighttoinformation/freedomofinformation/disclosurelog.aspx?category=Investigations&year=2011

The relevant document numbers for the year 2011 are:
450/10/11 – January 2011
566/10/11 – March 2011
43/11/12 – May 2011
595/10/11 – May 2011
100/11/12 – July 2011 (relevant attachments for this request will be attached to this response)
107/11/12 – July 2011 (relevant attachments for this request will be attached to this response)
248/11/12 – September 2011

The following information was provided to the applicant on 1st August 2011 in relation to FOI reference 100/11/12 and explains the layout of the attachments of email correspondence. All of the copies of correspondence are being supplied to you in relation to this request therefore some of the information may be duplicated.

The reason some of the header information was missing was because of the format in which the emails had been saved. I have had the header detail manually typed in for your information. The excluded names are those of Qinetiq employees as they are not employees of a public authority covered by the Freedom of Information Act. In these emails I have included at the end of the email the Qinetiq web address to indicate that Qinetiq was part of the correspondence.

With regard to the use of S.41, the redacted information relates to correspondence between the UEA (a separate public authority to the Constabulary) and a private company for the purpose of negotiating work for payment and as such is not information about Norfolk Constabulary but is information about the other parties held by the Constabulary. Such negotiations, between any parties, would involve the exchange of confidential information of both parties. Norfolk Constabulary acted only as a conduit for the negotiations in order to ensure that the work did not impinge on the criminal investigation. Therefore, we have concluded that the information has the necessary quality of confidence in that it relates to a negotiation, and that the information was imparted in confidence as normally the two bodies would expect to conduct such negotiation in private but the existence of the criminal investigation made it appropriate for the Constabulary to maintain an overview. In addition, we consulted with both the UEA/Muir Russell contact and Qinetiq who expressed a view that the information should be redacted.

This response will be published on the Norfolk Constabulary's web-site www.norfolk.police.uk under the Freedom of Information pages at Publication Scheme - Disclosure Logs.

Should you have any further queries concerning this request, please contact me quoting the reference number shown above.