



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/2011/0200

BETWEEN:

BEVIS DURHAM

Appellant

and

THE INFORMATION COMMISSIONER

Respondent

and

CARMARTHENSHIRE COUNTY COUNCIL

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' statement dated 15 February 2012 I approve the order in the form of the agreed draft.

Signed:

Chris Ryan
Tribunal Judge

Dated: 17 February 2012

BETWEEN:

BEVIS DURHAM

Appellant

And

THE INFORMATION COMMISSIONER

Respondent

And

CARMARTHENSHIRE COUNTY COUNCIL

Second Respondent

CONSENT ORDER

Pursuant to rule 37(1) of the Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009, upon reading the parties' agreed statement (in Annex A),

IT IS ORDERED BY CONSENT THAT:

1. The Appeal be disposed of in the terms set out in Annex B.
2. No further steps are required to be taken by the Second Respondent.
3. There be no order for costs.

Dated this 15th day of February 2012

Signed:

Richard Bailey
Solicitor for the Respondent
Information Commissioner
Wycliffe House
Wilmslow
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Bevis Durham
Maes-yr-Onnen
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On behalf of the Chief Executive
Carmarthenshire County Council
County Hall
Carmarthen
Carmarthenshire
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ANNEX A

Statement of reasons for consent order

1. This appeal concerned the Respondent's Decision Notice under reference FER0375722. That Notice sets out the terms of the original information request at paragraph 5.
2. In its review of 5 November 2011, the Appellant confirmed that in light of the Commissioner's decision, the information requested was exempt from disclosure under regulation 13 EIR.
3. In the said Decision Notice, the Respondent decided that the Second Respondent had appropriately applied regulation 13 and required no steps to be taken.
4. The Appellant appealed against the Decision Notice.
5. The Second Respondent has now disclosed to the Appellant the information requested. The Appellant accepts that the information he requested has now been disclosed to him.
6. In view of all the circumstances and subject to the Tribunal's views, the parties jointly submit that it is appropriate for these proceedings to be concluded by way of consent order, and that it is appropriate for the Tribunal to consider their joint application without holding a hearing (as envisaged by rule 37(2)).

ANNEX B

1. The requested information now having been disclosed to the Appellant, the Appellant agrees to withdraw his appeal.
2. No further steps are required to be taken.