



IN THE MATTER OF AN APPEAL TO THE FIRST-TIER TRIBUNAL

EA/2012/0116

BETWEEN:

GANESH SITTAMPALAM

Appellant

-and-

THE INFORMATION COMMISSIONER

Respondent

-and-

THE CABINET OFFICE

Second Respondent

Before:

Judge Claire Taylor

Melanie Howard

Mike Jones

CONSENT ORDER APPROVAL

PURSUANT to Rule 37(1) of the Tribunal Procedure (First-tier) (General Regulatory Chamber) Rules 2009, the Tribunal approves the Consent Order in this matter in the form attached hereto, which has been agreed by all parties.

Judge Taylor

5 September 2012



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Before:

Judge Claire Taylor, Melanie Howard Mike Jones

CONSENT ORDER

Pursuant to Rule 37(1) of the Tribunal Procedure (First Tier Tribunal) (General Regulatory Chamber) Rules 2009

IT IS ORDERED BY CONSENT THAT:

1. The Commissioner's Decision Notice of 16 May 2012 (Ref. FS50428650) be amended such that paragraph 8:

"8. The public authority initially complied with the request by providing a valid refusal notice within the statutory time limit. It then went on to disclose most of the information at internal review. In relation to the small amount of information which was not provided until after the internal review, the Information Commissioner has concluded that the later disclosure was a contravention of the requirements of section 10(1) of the Act".

be replaced by

"8. The Commissioner has concluded that the public authority breached section 10(1) of the Act by not disclosing the requested information within 20 working days, except in relation to the information which the complainant has accepted was validly withheld under section 40 of the Act."

2. The appeal shall be treated as withdrawn.
3. There shall be no order as to costs.

Claire Taylor

Tribunal Judge

Date: 5 September 2012