

From: **Information Access**  
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Date: 28 April 2006  
Our Ref: F000339

Dear

Request for Information – Freedom of Information Act 2000

I refer to your recent request for information which relates to a Public Inquiry that was held on 29 September 2003 at Bradford City Hall.

The request was received by VOSA's Enquiry Unit. The provisions of the Freedom of Information Act apply to VOSA as the Department for Transport of which the agency is part is covered by Schedule 1 part 1 of the Act. The information that you have requested may be held by the Traffic Commissioners, a separately named Public Authority under the Freedom of Information Act 2000.

It is usual for such requests, received by one Public Authority, to be copied to the correct Public Authority and for that Authority to respond. However in this instance I have sought agreement from the Traffic Commissioner for the North East that VOSA can issue the response in relation to the information concerned. The reason for this is explained below.

The information that you have requested is:

1. Notes/Minutes from Public Enquiry held at Bradford City Hall, Channing Way, Bradford on 29 September 2003 with regard to Bradford Community Transport (trading as BC Travel)
2. Copy of any evidence presented to the hearing from VOSA
3. Copy of any evidence presented to the hearing by Bradford Community Transport
4. Copy of any evidence presented by others
5. Copy of formal warning document
6. Copy of any response received to formal warning.

All of the above information relates directly to the tribunal function of the Traffic Commissioners. Schedule 1 of the Act contains details of Public Authorities covered by the Act. You will note in Part VI of that Schedule that the entry relating to the Traffic Commissioners is as follows

*'The Traffic Commissioners, in respect of information held by them otherwise than as a tribunal.'*

Where the information that you have requested relates directly to the Traffic Commissioner's tribunal function the disclosure provisions of the Freedom of Information Act 2000 do not apply.

However in this regard the Traffic Commissioner has agreed that he is prepared to release a copy of the decision notice issued in this case. (copy attached)

The Traffic Commissioner has also indicated that there are no objections to the release of a transcript in this case, if one is ordered, subject to payment of the relevant transcription fee. The process for ordering a transcript is described in the Notices & Proceedings publication at Section 5.1

*'A transcript of the taped proceedings of public inquiries (either in full or in part) may be ordered from the Traffic Area Office Compliance Unit. The cost of the transcript varies according to demand and size of content and the Compliance Unit will be able to advise on the scale of charges when an order is placed.'*

The address for any enquiry or order is:

Compliance Unit  
North Eastern Area  
Hillcrest House  
386 Harehills Lane  
Leeds  
LS9 6NF

If you are unhappy with the way the agency has handled your request, you may ask for an internal review. You should contact the Corporate Office email [VOSA.corporateoffice@vosa.gsi.gov.uk](mailto:VOSA.corporateoffice@vosa.gsi.gov.uk) or at the address at the head of this letter if you wish to complain.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

If you have any queries about this letter, please contact me. Please remember to quote the reference number above in any future communications.

Yours sincerely

VOSA Information Access