

FREEDOM OF INFORMATION ACT 2000 (SECTION 50)

DECISION NOTICE

Dated 24th November 2005

Name of Public Authority: Department of Trade and Industry

Address of Public Authority: 1 Victoria Street
London
SW1H 0ET

Nature of Complaint:

The Information Commissioner (the "Commissioner") has received a complaint which states that on 1st April 2005 information concerning the following issues was requested from the Department of Trade and Industry (DTI):

- Bankruptcy Order from the year 1997.
- Leeds registry Order from the year 1994

It is alleged that the DTI failed to provide the information requested.

The Commissioner's Decision

Under section 50(1) of the Act, except where a complainant has failed to exhaust a local complaints procedure, or where the complaint is frivolous or vexatious, subject to undue delay, or has been withdrawn, the Commissioner has a duty to consider whether the request for information has been dealt with in accordance with the requirements of Part I of the Act and to issue a Decision Notice to both the complainant and the public authority.

The Commissioner's decision is as follows:

Following an investigation, the Commissioner is satisfied that the DTI does not hold the information requested. In responding to the complainant within 20 working days, indicating that the information requested isn't held, the Commissioner is satisfied that the DTI have complied with their duties under the provisions of the Freedom of Information Act 2000. In addition, the Commissioner is also satisfied the DTI have complied with the duty to advise and assist in re-directing the complainants request to the Insolvency Service.

Action Required

No further action required. The Commissioner has issued advice on improving the clarity of refusal notices and this is included in the covering letter accompanying this notice.

Right of Appeal

Either party has the right to appeal against this Decision Notice to the Information Tribunal (the "Tribunal"). Information about the appeals process can be obtained from:

Information Tribunal	Tel: 0845 6000 877
Arnhem House Support Centre	Fax: 0116 249 4253
PO Box 6987	Email: informationtribunal@dca.gsi.gov.uk
Leicester	
LE1 6ZX	

Any Notice of Appeal should be served on the Tribunal within 28 days of the date on which this Decision Notice is served.

Dated the 24th November 2005

Signed:

Graham Smith
Deputy Commissioner

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF