

Civil Aviation Authority
Finance and Corporate Services
Information Management

20 December 2010
FOIA reference: F0001099

Dear xxxx

I am writing in respect of your recent application of 19 December 2010, for the release of information held by the Civil Aviation Authority (CAA).

Your request:

"Please could you provide data on 'go-arounds' at Glasgow International Airport for the years 2008, 2009 and any records held in 2010, including aircraft type, date of occurrence, and reason why".

Our response:

The CAA formally acknowledges your Freedom of Information Act request.

In assessing your request in line with the provisions of the Freedom of Information Act 2000, we are pleased to be able to provide the information below.

Incident reports are provided to the CAA under the terms of the Mandatory Occurrence Reporting (MOR) scheme, as described under Article 226 of the Air Navigation Order. Each report made is reviewed and, where appropriate, further investigation carried out and action taken.

It should be noted that as a 'go-around' is a standard operational procedure it is not considered reportable under the MOR scheme if no other significant event is associated with it.

Section 44 of the Freedom of Information Act 2000 provides that information is exempt information if its disclosure is prohibited by or under any enactment. Section 23 of the Civil Aviation Act is such a statutory prohibition, and covers certain data supplied under the Mandatory Occurrence Reporting scheme. Accordingly, the obligations of the CAA to comply with Section 23 are unaffected by the Freedom of Information Act. A copy of FOIA Section 44 is enclosed.

We are, however, able to provide a summary of the report(s) you have requested if they have been reported. A summary report is referred to as a PUBREL (acronym for Public Release). It should also be noted that there is a charge for this type of information as stated in the CAA's scheme of charges. As the information you have requested may be accessible to you from the relevant department directly, it too is exempt from disclosure under Section 21 of the FOIA.

Civil Aviation Authority

Aviation House GW Gatwick Airport South Crawley West Sussex England RH6 0YR www.caa.co.uk
Telephone 01293 768512 rick.chatfield@caa.co.uk

A request can be made to the CAA's Safety Data Department to provide an ad hoc report relating to a dis-identified summary report of reportable occurrences, or a statistical data report of this information.

If you would like us to continue with your request outside of the FOIA access regime, please complete the attached external request form for data, and return to sdd@caa.co.uk.

If you are not satisfied with how we have dealt with your request in the first instance you should approach the CAA in writing at:-

Mark Stevens
External Response Manager
Civil Aviation Authority
Aviation House
Gatwick Airport South
West Sussex
RH6 0YR

mark.stevens@caa.co.uk

The CAA has a formal internal review process for dealing with appeals or complaints in connection with Freedom of Information requests. The key steps in this process are set in the attachment.

Should you remain dissatisfied with the outcome you have a right under Section 50 of the Freedom of Information Act to appeal against the decision by contacting the Information Commissioner at:-

Information Commissioner's Office
FOI/EIR Complaints Resolution
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

www.ico.gov.uk/complaints.aspx

Should you wish to make further Freedom of Information requests, please use the e-form at <http://www.caa.co.uk/foi>.

Yours sincerely

Rick Chatfield
FOIA & EIR Case Manager

CAA INTERNAL REVIEW & COMPLAINTS PROCEDURE

- The original case to which the appeal or complaint relates is identified and the case file is made available;
- The appeal or complaint is allocated to an Appeal Manager, the appeal is acknowledged and the details of the Appeal Manager are provided to the applicant;
- The Appeal Manager reviews the case to understand the nature of the appeal or complaint, reviews the actions and decisions taken in connection with the original case and takes account of any new information that may have been received. This will typically require contact with those persons involved in the original case and consultation with the CAA Legal Department;
- The Appeal Manager concludes the review and, after consultation with those involved with the case, and with the CAA Legal Department, agrees on the course of action to be taken;
- The Appeal Manager prepares the necessary response and collates any information to be provided to the applicant;
- The response and any necessary information is sent to the applicant, together with information about further rights of appeal to the Information Commissioners Office, including full contact details.

Freedom of Information Act : Section 44

(1) Information is exempt information if its disclosure (otherwise than under this Act) by the public authority holding it-

- (a) is prohibited by or under any enactment,
- (b) is incompatible with any Community obligation, or
- (c) would constitute or be punishable as a contempt of court.

(2) The duty to confirm or deny does not arise if the confirmation or denial that would have to be given to comply with section 1(1)(a) would (apart from this Act) fall within any of paragraphs (a) to (c) of subsection (1).

Section 23 of the Civil Aviation Act is such a statutory prohibition. Accordingly, the obligations of the CAA to comply with Section 23 are unaffected by the Freedom of Information Act.

Under Section 23, information supplied to the CAA in connection with its regulatory functions and which relates to a particular individual or organisation must not be disclosed by the CAA unless such disclosure is authorised by one of the exceptions contained in Section 23 itself.

Freedom of Information Act : Section 21

(1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

(2) For the purposes of subsection (1)-

(a) information may be reasonably accessible to the applicant even though it is accessible only on payment, and

(b) information is to be taken to be reasonably accessible to the applicant if it is information which the public authority or any other person is obliged by or under any enactment to communicate (otherwise than by making the information available for inspection) to members of the public on request, whether free of charge or on payment.

(3) For the purposes of subsection (1), information which is held by a public authority and does not fall within subsection (2)(b) is not to be regarded as reasonably accessible to the applicant merely because the information is available from the public authority itself on request, unless the information is made available in accordance with the authority's publication scheme and any payment required is specified in, or determined in accordance with, the scheme.

Request for Data from NewMORS Database

Before completing this form please read the box below to ensure the CAA can provide you with information from the MORS database.

PLEASE ALLOW 10 WORKING DAYS FOR THE PROCESSING OF YOUR RETRIEVAL.

1 **Name:**
Company:
Address:

Tel:

E-mail:

Date:

Nature of Business:

Category (see note 8) you fall into:

2 **Data requested** (please be as specific as possible in your request, stating the relevant date/period over which you are interested):

3 **Reason for the request:**

4 **Explain the purpose the information will be used for:**

5 **Date by which the data is required (not ASAP):**

6 **Will you be making any charges as a result of using this data?**

7 Completed form should be sent, via e-mail, to: sdd@caa.co.uk

8 Your attention is drawn to Civil Aviation Authority Regulations 1991 Regulation 9 which provide that:

The Authority shall make available, upon payment to it of any applicable charge under section 11 of the Act, reports of reportable occurrences or a summary of such reports, to any person who is:

(a) the operator or member of the flight crew of any aircraft;

(b) engaged in the design, manufacture, repair, maintenance or overhaul of aircraft, or of parts or equipment therefor;

(bb) the provider of an air traffic control service;

(c) the aeronautical authority of a country other than the United Kingdom, or the representative in the United Kingdom of such an authority;

(d) engaged in writing about civil aviation for publication in any newspaper, periodical, book or pamphlet;

(e) engaged in preparing a programme about civil aviation for television or radio;

(f) engaged in the study of civil aviation for any academic purpose; or

(g) any other person whose functions include the furthering of the safety of civil aviation:

Provided that the Authority shall not be required to make available any report or summary thereof to any person if it is satisfied that to do so will not further the safety of civil aviation.

Civil Aviation Authority