



Ministry  
of Justice

**Sam Gyimah MP**  
Parliamentary Under-Secretary  
of State for Justice

Mr Mark Leech  
Prisons Org UK Ltd  
PO Box 823  
High Peak  
SK22 9AL

MOJ Ref: 39766

6 February 2017

Dear Mark

### FREEDOM OF INFORMATION ACT DECISION

Thank you for your letter of 21 December 2016 to the Rt Hon Elizabeth Truss MP asking for the names of IMB members to be made public. I am responding as the Minister responsible for prisons. My sincere apologies for the delay in responding.

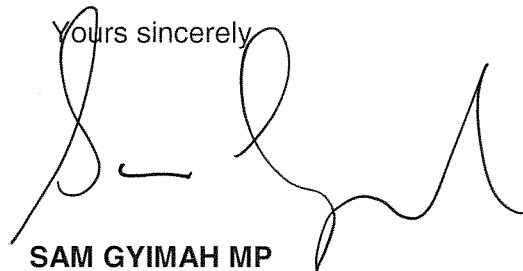
I am aware that you requested this information under the Freedom of Information Act in March 2016 and that it was refused under sections 38 (health and safety) and 40(2) (personal information).

You were advised of your right to seek an internal review of the decision which you requested. Following this review, you were advised in April 2016 that section 38 would not be relied upon, but that section 40(2) applied. You were advised of your right to appeal to the Information Commissioner's Office, which you did.

I have seen a copy of the Information Commissioner's decision notice in relation to this matter dated 14 July 2016. The Commissioner's decision was that the Ministry of Justice correctly relied on section 40(2) and that no further steps were required. You were advised by the Information Commissioner's Office of your right to appeal their decision within 28 calendar days of the date of their decision notice.

In light of the above, I do not intend to re-open this matter.

Yours sincerely



**SAM GYIMAH MP**