



Eich cyf/Your ref
Ein cyf/Our ref ATISN 10527

Llywodraeth Cymru
Welsh Government

20 July, 2016

Dear ,

Request for Information – ATISN 10527

I wrote to you on 27 June regarding your request for information. You asked for statistical information relating to congestion on the M4 from the Severn Bridge to Cardiff.

I can confirm the statistical information relating to congestion on the M4 from the Severn Bridge to Cardiff is exempt from disclosure under Section 22 of the FOI Act, information intended for future publication. Full reasoning for applying this exemption is attached at Annex A.

If you are dissatisfied with the Welsh Government's handling of your request, you can ask for an internal review within 40 working days of the date of this response. Requests for an internal review should be addressed to the Welsh Government's Freedom of Information Officer at:

Information Rights Unit, Welsh Government, Cathays Park, Cardiff, CF10 3NQ or
FreedomOfInformationOfficer@wales.gsi.gov.uk.

Please remember to quote the ATISN reference number above.

You also have the right to complain to the Information Commissioner. The Information Commissioner can be contacted at: Information Commissioner's Office,

Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

However, please note that the Commissioner will not normally investigate a complaint until it has been through our own internal review process.

Yours sincerely



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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Section 22 – Information Intended for Future Publication

Section 22 states that *Information is exempt information if –*

- a) The information is held by the public authority with a view to its publication, by the authority or any other person, at some future date (whether determined or not)*
- b) The information was already held with a view to such publication at the time the request for information was made, and*
- c) It is reasonable in all the circumstances that the information should be withheld from disclosure until the date referred to in paragraph a).*

I am of the opinion that subsections (a) and (b) above are met because the information is held with a view to its publication. This information is expected to be published late 2016. With regards to part (c), I have given consideration as to whether it would be 'reasonable in all the circumstances' that the information should be withheld from disclosure until the proposed publication date. I am of the opinion that releasing the information at this time would cause disruption to the Welsh Government's intentions in relation to its publication arrangements. Thus I am content that the exemption is engaged.

Section 22 is a public interested exemption. This means that, in order to withhold information, I must show that the public interest in withholding is greater than the public interest in releasing it.

In terms of the public interest, it is recognised that there is public interest in there being openness and transparency within Government.

Statistical information relating to the congestion on the M4 from the Severn Bridge to Cardiff is currently being developed. The proposed publication date for this information has been agreed as part of normal business and will be published on the Welsh Government website late 2016.

The Welsh Government has committed to publishing information of this nature on our website however there is a thorough validation process which is undertaken on the on the information to ensure its accuracy. By restricting access to the reports ahead of publication, we will be publishing the information in a co-ordinated manner to all people at the same time, and will ensure an editorial process is adhered to which will confirm the quality and integrity of data. Ultimately, this will improve the quality of information published and follow the Code of Practice for Official Statistics.

To provide you with the reports ahead of their release would require Welsh Government staff to spend time on accelerating publication causing disruption to the Welsh Government's pre-set programme in relation to this work. The current arrangement of future publication allows for the planning and management of their release in such a way that disclosure does not disrupt work.

Also, an accelerated release of reports which involve research, drafting preparation and meticulous inspection might result in inaccurate, unchecked information being disclosed prematurely, misleading the public.

To that end, I do not think it is reasonable in all the circumstances or in the public interest to release this information prematurely. Rather, I believe the public interest would be best served if the information were released as scheduled along with all other transactions for that period. I am satisfied therefore that the balance of the public interest falls in favour of withholding the information.