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**"Re: Draft letter from Liz Woodeson to Ken Clarke - 17 March 2009"**

File Reference:	WRK/002/034
File Title:	Working Files - Inbox - March 2009
Filed by:	Laura Kennedy/OIS/DOH on 07/07/2009 at 18:20
Created by:	Rowena Jecock/PH6/DOH/GB on 18/03/2009 at 18:05

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Rowena  
Jecock/PH6/DOH/GB  
18/03/2009 18:05

To Elizabeth Woodeson/CQEG/DOH/GB [GRO-C]  
cc Ailsa Wight/PH6/DOH/GB [GRO-C] Elizabeth  
Woodeson/CQEG/DOH/GB [GRO-C]  
Graham.Kent [GRO-C] Konrad  
Borowski/PH6/DOH/GB [GRO-C] Mark  
Noterman/CQEG/DOH/GB [GRO-C] Patrick  
Hennessy/POLICY/DOH/GB [GRO-C]

bcc

Subject Re: Draft letter from Liz Woodeson to Ken Clarke - 17 March  
20096F4BD2B6B4B078488025757D0061183F

Liz,  
The advice from the FOI team to include those points was based on the fact that the person requesting the internal review specifically mentioned them, albeit that they are in response to reasons DH itself used against disclosure last year!

As I understand it, these points will have to be addressed in the response to the requester, if we decide against release again. We could make Mr Clarke aware of the points, without necessarily asking his view on them.

Please let me/Mark know if you want to include them in this way.  
Thanks,  
Ro

Elizabeth Woodeson/CQEG/DOH/GB

Elizabeth  
Woodeson/CQEG/DOH/GB  
18/03/2009 17:57

To Mark Noterman/CQEG/DOH/GB [GRO-C]  
cc Ailsa Wight/PH6/DOH/GB [GRO-C]  
Graham.Kent [GRO-C] Konrad  
Borowski/PH6/DOH/GB [GRO-C] Elizabeth  
Woodeson/CQEG/DOH/GB [GRO-C] Patrick

Hennessy/POLICY/DOH/GB GRO-C Rowena  
Jecock/PH6/DOH/GB GRO-C  
Subject Re: Draft letter from Liz Woodeson to Ken Clarke - 17  
March 2009

Dear Mark

Thank you for picking this up while Ian is on leave. I know this is not your responsibility and I appreciate your willingness to help, particularly given how important it is that we respond quickly.

I was interested to see that when the FOI responded to the original request last year, they did not explain that a key reason for withholding the document was that we had taken into account the views of Ken Clarke himself and that he had been strongly opposed to disclosure for the reasons given in his letter of 3rd June last year. I do think this is important and that - assuming Mr Clarke has not changed his views - the FOI team should refer to this in responding to the applicant if we decide to continue to withhold the document. With this in mind, I have amended the letter to Ken Clarke to seek him permission to refer to his views. I don't think there is any point mentioning in this letter to Mr Clarke the other arguments we used to justify our decision as they were not arguments used by Ken Clarke himself.

Here is my amended letter:

[attachment "Ken Clarke from LW Mar09.doc" deleted by Rowena Jecock/PH6/DOH/GB]

Liz Woodeson  
Director of Health Protection

Room 170  
Richmond House

Tel. GRO-C

Mobile GRO-C

Mark Noterman/CQEG/DOH/GB

Mark  
Noterman/CQEG/DOH/GB  
17/03/2009 13:38

To Liz Woodeson, Graham.Kent GRO-C  
cc Rowena Jecock/PH6/DOH/GB GRO-C Konrad  
Borowski/PH6/DOH/GB GRO-C Patrick  
Hennessy/POLICY/DOH/GB GRO-C Ailsa Wight  
Subject Draft letter from Liz Woodeson to Ken Clarke - 17 March  
2009



**RESTRICTED - Policy**

Liz / Graham

I attach a draft letter to send to Ken Clarke about the internal review of our refusal to release CMO's 1990 advice to him about haemophiliacs/HIV.

[attachment "Letter to Ken Clarke - FOI internal review request (288056RWebber).doc" deleted by Rowena Jecock/PH6/DOH/GB]

Grateful for your comments on the draft, by close tomorrow please. Once I have your comments I will forward the draft to Stephen Fay (FOI team) and cc to Richard Bishop for MoJ's view before the letter goes to Mr Clarke. I'll also check with CMO's office explaining the request for an internal review, and reminding him of his previous advice - he was in favour of release.

Kind regards

Mark Noterman  
CJD & Branch Co-ordination  
Infectious Diseases and Blood Policy  
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