



Department
for Environment
Food & Rural Affairs

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[REDACTED]

Our ref: RFI 6196

Date: 17 January 2014

[REDACTED]

**REQUEST FOR INFORMATION: REPORT FROM THE CANAL & RIVER TRUST
PROTECTOR**

Thank you for your request for information to the Permanent Secretary about the report from the Protector to Defra and the issue of warnings to CRT by the Protector which we received on 17 January 2014. We have handled your request under the Freedom of Information Act 2000 (FOIA).

Question 1

You asked whether Defra had received a report from the Protector on:

- (i) whether the 'Group Investment Policy' of CRT complies with the intentions agreed between DEFRA and CRT as to the future of the ex-British Waterways Board [BWB] waterways as set out in the Grant Agreement' as 'Agreed Purposes'?
- (ii) whether there have been any material changes to such 'Group Investment Policy'?
- (iii) whether CRT is mismanaging (as defined in the Grant Agreement) any of the 'Investment Assets'?



(iv) whether Canal and River Trading CIC is mismanaging (as defined in the Grant Agreement) any of the 'Investment Assets'?

(v) whether CRT is mismanaging (as defined in the Grant Agreement) any of the 'Protected Operational Assets'?

(vi) whether Canal and River Trading CIC is mismanaging (as defined in the Grant Agreement) any of the 'Protected Operational Assets'?

(vii) whether CRT and Canal and River Trading CIC are managing the 'Investment Assets' in accordance with the 'Group Investment Policy'?

I can confirm that Defra has received an informal report on these matters from the Protector.

Questions 2, 3 and 4

You asked whether the Protector has informed Defra that he has issued an amber, double amber or red warning (as defined in the Grant Agreement) to CRT.

I can confirm that to date the Protector has not informed Defra that he has issued an amber, double amber or red warning to CRT.

In keeping with the spirit and effect of the FOIA, all information is assumed to be releasable to the public unless exempt. The information released to you may now be published on our website together with any related information that will provide a key to its wider context.

I attach Annex A, which explains the copyright that applies to the information being released to you.

I also attach Annex B giving contact details should you be unhappy with the service you have received.

If you have any queries about this letter, please contact me.

Yours sincerely,



Inland Waterways Team

Annex A

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Annex B

Complaints

If you are unhappy with the service you have received in relation to your request you may make a complaint or appeal against our decision under section 17(7) of the FOIA or under regulation 18 of the EIRs, as applicable, within 40 working days of the date of this letter. Please write to Mike Kaye, Head of Information Standards, Area 4D, Nobel House, 17 Smith Square, London, SW1P 3JR (email: requestforinfo@defra.gsi.gov.uk) and he will arrange for an internal review of your case. Details of Defra's complaints procedure are on our website.

If you are not content with the outcome of the internal review, section 50 of the FOIA and regulation 18 of the EIRs gives you the right to apply directly to the Information Commissioner for a decision. Please note that generally the Information Commissioner cannot make a decision unless you have first exhausted Defra's own complaints procedure. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

