

## INFORMATION RELEASED UNDER THE FREEDOM OF INFORMATION ACT

Information released title	liP Tenders
Original request	<p>I formally request under The Freedom of Information Act copies of all of the tender submissions for the recently awarded Investors in People license for 2011-2014</p> <p>Please by return confirm this request stating your understanding of the request and your expected date of availability of the requested material</p>
Date of release	18.01.2011
Requester type	SME (small and medium enterprise)

### Information released:

You request was to obtain copies of all the tender submissions for recently awarded liP licence 2011-2014.

I can confirm that the UK Commission for Employment and Skills does hold this information however it is exempt from releasing under the Act due to exemptions 41(1) and 43(2) being engaged.

*Exemption 41(1) – Information provided in confidence.*

*Information is exempt information if it was obtained by the public authority from any other person (including another public authority and, the disclosure of the information to the public (otherwise that under this Act) by the public authority holding it would constitute a breach of confidence actionable by that or any other person.*

The reasons that this exemption is engaged is due to:

- Information contained within tenders is provided to us in confidence;
- We do not have permissions from third parties (tender submitters) to release their information.

*Exemption 43(2) – Commercial Interests.*

*Information is exempt information if its disclosure under this Act would, or would be likely to, prejudice the commercial interests of any person (including the public authority holding it). NB – A person may be an individual, a company, or any other legal entity.*

The reasons that this exemption is engaged is due to:

- The commercial sensitivity of information contained within the tender documents which relates to a person's ability to participate actively and competitively regarding:
  - Financial information relating to the company/organization, which is not currently in the public domain, is contained within the document;
  - Current business information, which is not in the public domain, is contained within the document;

- Business forecasts, which are not in the public domain, are contained within the document; and
- Business plans, which are not in the public domain, are detailed within the document.
- In all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information as release of the information is likely to prejudice the commercial interests of any person. NB – A person may be an individual, a company, or any other legal entity.

The UK Commission takes its responsibility towards the Freedom of Information Act very seriously and always aims to be as open and transparent as possible. To that effect, we act within the spirit of the Act and routinely publish information on our website to support this.