

From: EIR Compliance

To:

Subject: 20250416 – EIR – Internal Review Response

Date: 16 April 2025 13:13:00

Internal review response EIR (follow on from EIR)

Dear

We refer to your email dated 1 April 2025 in relation to our response to EIR. On the 2 April 2025 we logged this as a new EIR request, you responded to advise that you were requesting an internal review.

We have logged your internal review reference as EIR.

Original request:

On the 7 March 2025 you requested information for:

"I would like you to send me the water volume/flow telemetry information for both Ryburn Reservoir and Baitings Reservoir between the hours of 12:00am and 10:00am on 26/12/2015."

We requested the below clarification for your request on the 17 March 2025:

We are currently unable to respond to your request as we required additional clarification as to what information you would like to receive. Please can you clarify whether you require information in relation to abstraction and/or compensation flow data or reservoir and/or reservoir spill data for the reservoirs identified.

You responded to our clarification request on the 17 March 2025 to advise:

"Please could you clarify from data points you've mentioned, which would provide confirmation on the opening of flood/control gates on the date and times previously highlighted?"

Our response:

We responded to EIR on the 1 April to confirm we do not have flood control gates at Ryburn or Baiting Reservoir, we therefore applied exemption 12(4)(a) a public authority may refuse to disclose information to the extent that it does not hold that information when an applicant's request is received. We do take reservoir level readings manually each week on Monday, occasionally we take additional readings as required.

If the reservoir is overflowing, this is recorded at the spillway and takes a reading in millimetres of how much this is overtopping. Please see below the information in relation to the recorded overflows on the date provided in your request:

Location	Date and time	Value in mm
Ryburn Reservoir Overflow	26/12/2015 at 9am	550
Baiting Reservoir Overflow	26/12/2015 at 9am	400

Our response to your internal review:

You contacted us on the 1 April following our response to EIR:

"Please can you confirm if the spillways for both reservoirs mentioned are controlled or uncontrolled? If they are controlled, can you send me data on the

spillway tainter gates and the readings for volumes of water passing through these for the previously mentioned dates and times."

We originally acknowledge this as a new request for information but you advised you were seeking clarity on our response to EIR. We confirmed by return email we would treat this as an internal review.

We have consulted with the business in regards to the further clarification you sought, we can advise that our reservoirs Baitings and Ryburn are passive structures that allow any excess inflows to pass over their respective overflow structure in a safe and controlled manor. We do not physically control when they overflow, when they are full they overflow naturally via the spillway. As a result of this, as they are not controlled we do not hold the further information you requested for the spillway tainter gates and readings for the volumes passing through these for the previously mentioned dates and times. As such for the purpose of EIR we applied exemption 12(4)(a), a public authority may refuse to disclose information to the extent that it does not hold that information when an applicant's request is received.

If you are not satisfied with the outcome of the internal review you have the right of appeal to the Information Commissioner who can be contacted at:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF

Tel: 0303 123 1113

Web: <http://www.ico.org.uk>

Thank you for contacting Yorkshire Water.

Yours sincerely,

Data Protection Team

Email: EIR@Yorkshirewater.co.uk