

**ARBITRAL TRIBUNAL ESTABLISHED UNDER ARTICLE 32(1) OF THE
CONVENTION FOR THE PROTECTION OF THE MARINE ENVIRONMENT
OF THE NORTH-EAST ATLANTIC**

IRELAND

v.

UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

COUNTER-MEMORIAL OF THE UNITED KINGDOM

6 JUNE 2002

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CONTENTS

PART 1	INTRODUCTION.....	1
A.	Overview of this Counter-Memorial.....	1
B.	The Subject of the Dispute.....	3
C.	Issues in Ireland’s Memorial Irrelevant to the Dispute as Formulated by Ireland.....	7
PART 2	BACKGROUND FACTS	9
A.	BNFL and the MOX Plant	9
B.	Principal Current Competitors and Customers	11
C.	The Process Followed in Redacting Information from the PA and ADL Reports	12
D.	The Excised Information	16
PART 3	THE NATURE OF THE OBLIGATION UNDER ARTICLE 9 OF THE OSPAR CONVENTION	19
PART 4	THE INFORMATION SOUGHT BY IRELAND IS ...NOT INFORMATION WITHIN ARTICLE 9(2)OF THE OSPAR CONVENTION	24
A.	The Interpretation of Article 9(2).....	24
B.	The Requested Information does not fall within Article 9(2)	25
C.	Consequences of the Requested Information Falling outside Article 9(2)	29
PART 5	THE INTERPRETATION AND APPLICATION OF ARTICLE 9(3) OF THE OSPAR CONVENTION.....	32
A.	English Law.....	33
1.	The Commercial Confidentiality Exemption under the 1992 Regulations.....	33
2.	The Commercial Confidentiality Exemption under Common Law.....	38
3.	Conclusions on English Law	40
4.	Applicable International Regulations.....	41
5.	Conclusions.....	42
B.	Commercial Confidentiality under International Instruments and Other National Laws	44
1.	International Instruments	44
2.	Other National Laws	47
3.	Conclusions.....	49
C.	Ireland’s Contentions on Public Interest.....	49
PART 6	THE COMMERCIAL CONFIDENTIALITY OF THE REDACTED INFORMATION	50
A.	The Confidentiality of the Information Redacted from the PA and ADL Reports.....	50
1.	The PA and ADL redaction exercises	50
2.	Information provided in confidence	51
3.	Commercial Confidentiality.....	52
4.	Conclusions.....	63
B.	The Alleged Failure to Give Reasons.....	63
PART 7	CONCLUDING SUBMISSIONS	67

APPENDIX A	Survey of International Instruments concerned with Access to Information	68
	A. Instruments concerned with Trade and Commercial Matters	68
	B. Instruments concerned with the Environment	72
	C. Conclusions.....	74
APPENDIX B	Survey of National Legislation concerned with Access to Information.....	75
	A. France.....	75
	B. Ireland.....	76
	C. Australia	80
	D. United States of America.....	83
	THE OSPAR CONVENTION (ENGLISH TEXT)	89
	THE OSPAR CONVENTION (FRENCH TEXT).....	101

LIST OF ANNEXES

VOLUME I

1. Report of David Wadsworth, dated 5 June 2002.
2. Report of Dr Geoff Varley, *Commercial Confidentiality Concerning Excisions from the PA and ADL Reports on the Sellafield MOX Plant*, dated 5 June 2002.
3. Witness Statement of Jeremy Rycroft, dated 31 May 2002.

VOLUME II

4. Council Directive 90/313/EEC of 7 June 1990, OJ No 1990 L 158/56.
5. Public domain version of the Arthur D. Little Report (July 2001).
6. Letter of 13 September 2001 from the Agent for the United Kingdom to the Agent for Ireland.
7. *R (Friends of the Earth Ltd. and Greenpeace Ltd.) v. Secretary of State for the Environment, Food and Rural Affairs and Secretary of State for Health*, Judgment of 15 November 2001, [2001] EWHC Admin 914 (Mr Justice Collins).
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9. European Commission Opinion under Article 37 Euratom, OJ 1997 No C/86/3.
10. Letter of 19 September 2001 from the Agent for the United Kingdom to the Agent for Ireland; Ireland's letter of 9 May 2002; United Kingdom's letter of 16 May 2002.
11. Extracts from the summary records of the OSPARREV Group, responsible for the preparatory work leading to the OSPAR Convention.
12. Environmental Information Regulations 1992 (S.I. 1992/3240), and the Environmental Information (Amendment) Regulations 1998 (S.I. 1998/1447).
13. DEFRA Public Access to Environmental Information: Guidance on the Implementation of the Environmental Information Regulations 1992.

VOLUME III

14. *R v Secretary of State for the Environment, Transport and the Regions, ex parte Alliance against the Birmingham Northern Relief Road* [1999] JPL 231.
15. Code of Practice on Access to Government Information, Second Edition (1997).
16. Parliamentary Commissioner for Administration, *Case No A.1/95 – Refusal to provide full responses to information requests about the reprocessing of nuclear fuel at Dounreay*.
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19. *Arrêté du 23 fevrier 1983*, Journal Officiel, 17 avril 1983, p.3833.
20. *Arrêté du 20 septembre 1983*, Bulletin Officiel, No.58, 17 avril 1984.
21. (Irish) Access to Information on the Environment Regulations, 1996; S.I. No.185/1996.
22. (Australian) Freedom of Information (FOI) Memorandum No. 98, Exemption Sections in the FOI Act.
23. (United States) Freedom of Information Act, 1966 (5 U.S.C. § 552).
24. Title 40, Code of Federal Regulations, Part 2 (*Extracts*: § 2.101(a); § 2.118; § 2.201(e); § 2.208).
25. *National Parks & Conservation Association v. Morton* 498 F.2d 765 (D.C. Cir. 1974).
26. *Critical Mass Energy Project v. NRC* 975 F.2d 871 (D.C. Cir. 1992).
27. *Public Citizen Health Research Group v. FDA*, 185 F. 3d 898 (D.C. Cir. 1999).