

18 January 2023

Chris Bury


Dear Chris Bury

Case Reference IC-210462-S3H6

Request for Information

Further to our acknowledgement of 13 January 2023 we can now respond to your information request of 9 January 2023.

Request

You asked us for:

"Please email me a copy of your communications to and from Herefordshire Council." (with regards to your complaint at case reference IC-188010-VOJ0)

We have handled this as a subject access request (SAR).

The right of access is provided by Article 15 of the UK General Data Protection Regulation (UK GDPR).

Where any of the information we have provided to you falls outside the definition of your personal data, we are providing it to you on a discretionary basis.

Our response

We have searched our records based on the information you provided. SARs are valid for information held at the time of the request, so our searches focused on information held between the date of your initial complaint (21 August 2022), and the date of your request (9 January 2023).

Please find attached a copy of the personal data you requested. We have redacted some information because it relates to a third party.

The Data Protection Act 2018 makes it clear that we are not required to provide copies of your personal data when doing so would also disclose data about someone else. Therefore we have redacted some information in accordance with paragraph 16 of Schedule 2 of the DPA.

Paragraph 16(1) of Schedule 2 of the Data Protection Act 2018 (DPA) states that the individual rights provided by GDPR, such as subject access:

"do not oblige a controller to disclose information to the data subject to the extent that doing so would involve disclosing information relating to another individual who can be identified from the information."

Paragraphs 16(2) explains that personal data of a third party can be disclosed if the other individual has consented to the disclosure of the information to the data subject, or when it is reasonable to disclose the information to the data subject without consent.

Paragraphs 16(3) provides examples of relevant circumstances for considering whether disclosure would be reasonable without consent. In this instance it would not be reasonable to disclose the third party information without consent.

Next steps

Please let us know if you have questions about the way we've handled your request.

If we can't answer in a way that satisfies you, or we took too long to respond to your request, you can make a complaint to the ICO as regulator for data protection. This complaint will be handled just like a complaint made to the ICO about any other data controller. You can [make a complaint through our website](#).

You also have the right to apply to a court if you believe that there has been a contravention of your rights.

Your information

Our [Privacy notice](#) explains what we do with the personal data you provide to us, and set out your rights. Our retention schedule can be found [here](#).



Yours sincerely

William Griffiths



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