



Data Protection Officer
Freedom of Information
NW Leicestershire District Council
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Telephone: 01530 454763

Date: 12 January 2021

FREEDOM OF INFORMATION REQUEST 1413

I write further to your email dated 10 December 2020.

Your request has been dealt with under the terms of the Freedom of Information Act 2000 (FOIA), explained on our [freedom of information](#) page.

Your request:

All files, notes, tpo Council actions and records regarding the white house over the past 3 years.

Our response:

Please see 1413a.zip attached for the requested informaton. However, please note that some information has been redacted or omitted from our response since it qualifies for an exemption under the FOIA

Personal information is exempt from disclosure under section 40 of the FOIA. Section 40 (2) of the Freedom of Information Act 2000 provides that personal data is exempt from disclosure if one of the conditions contained in section 40 (3) is satisfied. Section 40 (3A) (a) applies where disclosure of information would contravene data protection principles.

In this case, elements of the requested information is exempt from disclosure as it constitutes personal data and therefore its release would breach the data protection principles of article 5 of the General Data Protect Regulations (GDPR).

Secondly, some information requested relates to an open case and will not be released since it is exempt from disclosure under section 31 of the Freedom of Information Act 2000.

Section 31(1) (g) allows a public authority to withhold information if its release would, or would be likely to, prejudice the exercise of any public authority of its functions for (2) (a) the purpose of ascertaining whether any person has failed to comply with the law.

To apply the exemption under section 31, we are obliged to undertake a public interest test. In this case, it is considered that the public interest in withholding the information outweighs the public interest in disclosing it and that therefore the information is exempt from release.

The supply of information in response to a freedom of information request does not confer the right to re-use the information. UK copyright law allows information supplied for the purposes of private

study and non-commercial research to be used without permission. Information supplied can also be re-used for the purposes of news reporting except for in the case of photographs.

GOING FORWARD

If you are dissatisfied with the information supplied please feel free to contact me on the number above for any queries in relation to this response. Please note that in responding to further enquiries I can only comment on the information contained within this correspondence and cannot provide any further information that may pertain to an additional FOIA request.

Please remember to quote the Authority's four digit reference number given at the top of this email in any future communications.

If you remain dissatisfied following the conclusion of the above informal review, you have the right to ask for an internal review. A request for a review whether formal or informal should be submitted within two calendar months of the date of receipt of the response to your original letter and should be sent to DPO@NWLeicestershire.gov.uk or the address above.

Further details on our appeals and complaints procedure can be found on our website [here](#).

If you remain dissatisfied following the conclusion of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at accessicoinformation@ico.org.uk.

Yours sincerely

Mackenzie Keatley
Information Governance Officer