

Summary of ICO decision notices from 2nd November 2018 to 11th December 2018

11 Dec 2018 - Decision notice FS50754580

The complainant has requested a list of council strategies. The council applied section 14(2) on the basis that it had previously received and responded to very similar requests from the complainant encompassing the same information. The Commissioner's decision is that the council was not correct to apply section 14(2) to the information. It had previously agreed to provide information to the complainant in response to her earlier request but had failed to do so. The Commissioner requires the public authority to take the following steps to ensure compliance with the legislation. To disclose the information offered to the complainant by the council on 30 May 2017.

FOI 14(2): Complaint upheld

4 Dec 2018 - Decision notice FER0765686

The complainant has requested legal advice relating to a planning application. York City Council refused the request, citing the exception for the course of justice – regulation 12(5)(b) of the EIR. The Commissioner's decision is that City of York Council has failed to carry out an internal review and breached regulation 11(4) but that it correctly applied regulation 12(5)(b) to withhold the requested information. The Commissioner does not require the public authority to take any steps.

EIR 11(4): Complaint upheld EIR 12(5)(b): Complaint not upheld

19 Nov 2018 - Decision notice FS50773456, FS50773157, FS50779670

The complainant has made three requests covering a variety of issues but relating to audit activities. The Commissioner's decision is that City of York Council has correctly applied Section 17(6) to the requests and, as such, it would have been unreasonable to

expect the Council to have issued fresh refusal notices. The Commissioner does not require the Council to take further steps.

FOI 17: Complaint not upheld