

40(2)

Reply by email: 40(2)

Telephone: 01636 655216/7

Email: [freedom@nsdc.info](mailto:freedom@nsdc.info)

Your ref:

Our ref: **RFI-2016-0643**

22 June 2016

Dear 40(2)

**Request for information: RFI-2016-0643**

Thank you for your request for information received on 8<sup>th</sup> June 2016 concerning Rural Rate Relief. This request has been handled under the Freedom of Information Act 2000.

I can confirm that Newark and Sherwood District Council holds some of the information you requested.

Unfortunately some of the information has had to be redacted under section 40(2) of the Freedom of Information Act 2000. Section 40(2) exempts personal information that is not that of the applicant from disclosure, the condition set at 40(3)(a)(i) states that where disclosure would contravene any of the principles in the Data Protection Act 1998, the exemption is absolute and therefore does not require the public interest test to be considered. In this instance I am of the opinion that if the information in question were to be provided the Council would be in contravention of principle one, fair and lawful processing. The information being withheld is the name of some of the rate payers.

Therefore, in respect of this part of your request and in accordance with the Freedom of Information Act this letter acts as a Refusal Notice.

Please see attached for the remainder of the information the Council holds.

If you have any further queries or concerns about the information provided please do not hesitate to contact us. If we do not hear from you within 40 days, starting the day after the date of this letter, we will consider the request closed.

If following our response to your query you are still dissatisfied you have the right to request an internal review. This will be conducted by the Director of Safety or the Deputy Chief Executive who have not been involved with the request or complaint until this point. Should you wish to proceed to this stage please advise us quoting the reference number at the top of this page.

Should you be dissatisfied with the outcome of any internal review to the Council you have a further right of appeal to the Information Commissioner's Office, details of which can be found on the Information Commissioner's website [www.ico.org.uk/](http://www.ico.org.uk/)

More details of this complaints process are available to view on our website at the following link:

[www.newark-sherwooddc.gov.uk/yourcouncil/makingarequestforinformation/accesstoinformation-complaintsprocedure/](http://www.newark-sherwooddc.gov.uk/yourcouncil/makingarequestforinformation/accesstoinformation-complaintsprocedure/)

There is no charge for making an appeal at any stage.

Yours sincerely

40(2)  


David Clarke  
Information Governance Officer