



Office of the PCC for Warwickshire
3 Northgate Street
Warwick
CV34 4SP

FOI Request regarding: Diaries of PCC and Deputy PCC (now resigned)

Request received: 26/04/2019

Responded: 24/05/2019

Q. I wish to request copies of Commissioner Philip Seccombe , Deputy Commissioner Rob Tromans (now resigned), official diaries. I would like this information from the date they were elected/appointed until entries for 15th May 2018 .

A. You will note that some of the diary entries have been redacted as some information is exempt from disclosure under the Freedom of Information Act 2000 (the "Act"). In relation to the exempt information please treat this letter as a Refusal Notice in accordance with section 17 of the Act. The exemption that applies is as set out below.

Section 40(2) Personal Information

All of the redacted information contains personal information which if disclosed could result in a breach of data protection principles. This information includes:

- **Details of the Police and Crime Commissioner and Deputy Police and Crime Commissioner's private engagements** which have not been disclosed as we have only disclosed information relating to the post holders acting in their professional capacity
- **Third party personal data.** For example, if the post holder has met with a member of the public it would not be in the reasonable expectation of the member of the public that this information would be disclosed
- **Meetings regarding confidential matters relating to individuals.** For example, if the post holder is involved in discussions relating to a member of the public's concerns regarding a matter it would not be fair and lawful for this information to be disclosed.

In terms of the application of this exemption I have considered in relation to each entry whether, without the consent of the data subject, it would be fair and lawful, in the circumstances, to disclose their personal information into the public domain. I have redacted information where I have concluded that it would not be fair and lawful to disclose, such as where it would not be in the reasonable expectation of the individual that such information would be disclosed in this way. The consequences of disclosure of personal information are potentially significant as a breach of the Data Protection Act 2018 could provide the affected

data subjects with a cause of action against the OPCC. Disclosure could also be a breach of the common law duty of confidence.

The section 40(2) exemption is an absolute exemption which means that there is no additional public interest test to consider.