



South Yorkshire

POLICE

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PRIVATE

Mr D Long

Request-30109-2d2af1a8@whatdotheyknow.com

Our Ref: C&D/RHV/JS – FOI APPEAL
FOI NUMBER 20110172

Date: 15 June 2011

Dear Mr Long

In respect of your appeal under Freedom of Information, I act as Chair of the appeals panel that sits within this Force to consider appeals under the Freedom of Information Act.

On, Thursday 9 June 2011, I sat with two other members, namely Chief Superintendent Robert Sanderson, Basic Command Unit Commander, Doncaster and Dr Theresa Searl, Force Solicitor, to consider your specific appeal.

After deliberations on this matter, I have prepared the adjudication, which is attached hereto.

I am sorry to say that your appeal was unsuccessful, but I do hope that the detail provided gives sufficient information for you to understand the rationale behind it.

Should you seek to review my decision the application must be made to the Information Commissioner.

Further details are available via their website www.informationcommissioner.gov.uk.

Yours sincerely

Chief Superintendent R H Varey
Head of Professional Standards Department

The person dealing with this correspondence is:
Chief Superintendent R H Varey Tel: 0114 292 1878

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THE FREEDOM OF INFORMATION APPEAL RE DEAN LONG

The panel accepts that the e-mail from your office on 5 June 2011 is an expression of dissatisfaction and constitutes an appeal.

Record Keeping

The appeals panel sat at 14:00 hours on 9 June 2011 to consider your appeal and had access to the relevant documentation from your initial request to date, in order that your appeal could be fully considered in line with appeal panel remit.

Structure of Review

The review panel consists of the following members:-

Chair: Chief Superintendent Robert Varey, Head of Professional Standards Department
Member: Dr Theresa Searl, Force Solicitor
Member: Chief Superintendent Robert Sanderson, Basic Command Unit Commander, Doncaster

The review panel considered all material available in manual format. *(including copies of electronically communicated documents)*

Review of Procedure

The panel were satisfied that all relevant timescales were adhered to, and you, as the applicant, were kept duly informed.

The panel also notes that you were provided with specific material although not at a level to meet your request

The panel concludes that the procedures adopted by the decision-maker was in line with the principles of the Freedom of Information Act.

Review of Information identified for Response

The panel found that the information available to the decision-maker was sourced correctly, although the question in point is whether their decision not to release the specific level of material to you was correct.

Review Original Decision

The panel's decision making was based on a presumption of disclosure of the data requested.

Turning to the decision itself:

In this case the panel sought further clarification on the amount of resource that it would take to comply with your request. That is the reason that this reply has been delayed.

Having obtained further detail it is clear that to comply with your request the time factor would far exceed that which is reasonable in the circumstances and therefore the Section 12 exemption is right in these circumstances.

Formulate Review Decision and Document

The process adopted in this review meets the requirements of an appeal under this Act and in terms of procedure the panel have sought to provide a proportionate response that gives details of its rationale and decision making.

It is the considered opinion of the panel that this appeal is rejected