



Duncan McKenzie

Email us at: foi@dvla.gov.uk
Website: www.gov.uk/browse/driving

Your Ref:
Our Ref: FOIR8471-IR

Date: 2 March 2021

Dear Mr McKenzie

Freedom of Information – Internal Review

Thank you for your e-mail of 13 July 2020 requesting a review of our response to your request for information under the terms of the Freedom of Information Act 2000 (FOIA). I am sorry for the delay in responding to you.

You originally asked:

- 1. Please provide copies of information provided to the DVLA by member(s) of the public that evidenced private car parks being managed by operators whose parking signs do not have the necessary express consent of a local planning authority to be displayed, and also evidenced to the DVLA that this misconduct is a criminal offence which is plainly unlawful conduct in clear breach of the ATA codes, and in breach of DVLA's KADOE Service Contracts, breaches of either precluding operator entitlement to keeper data held by the DVLA.**
- 2. Please provide copies of DVLA correspondence, both internal and with ATAs, that followed receipt of such information. Any consultation documentation with legal advisers that may also have arisen at the time is not required so the Public Interest Test does not arise in relation to this request.**
- 3. The DVLA's response to a WDTK FOI request of a [REDACTED] on 13th May 2016 (ref FOIR5273) about a related matter (ref FOIR4392) made the astonishing admission that the DVLA's [REDACTED] merely 'happened to remember having had a phone call' with ParkingEye, while failing to have recorded her discussion properly documented in any manner whatsoever. On the basis that the important subject matter of her phone call will not have arisen from some night-time dream, please provide copies of documents that informed [REDACTED] of the matter then in issue.**

Firstly, I should confirm that having reviewed our response to you of 3 June 2020, the information provided to you was correct.

As previously explained, planning permission compliance falls outside of the DVLA's remit and would be a matter for the Local Authority to consider. The DVLA understands that the issue of planning permission does not affect the terms and conditions on the signage displayed around the site. Therefore, does not affect the reasonable cause to request vehicle keeper information.

Where such correspondence is received, we explain the DVLA's position as above, and advise correspondents to contact the relevant Local Authority.

If you remain unhappy about the outcome of the internal review that has been carried out, you have the right to complain to the Information Commissioner's Office (ICO). A reminder of the ICO's contact details can be found below.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R. Toft', followed by a small horizontal line.

ppRobert Toft

Head of Data Protection Policy & Freedom of Information Team

Your right to complain to DVLA and the Information Commissioner

If you disagree with the outcome of the Internal Review, you have the option to complain to the Information Commissioner's Office (ICO). The ICO's offices are currently all closed, but you can contact them on this link - <http://ow.ly/oWiW50yU9Xb>