



Ref: 202312/1191

23 January 2024

<b>Reply to request for information under the Freedom of Information Act</b>	
Your ref	Email of 25 December 2023
Request	I am writing to request: 1. the 2023 E&M papers for prelims and finals exams and 2. the 2023 E&M Examiner's Report for prelims and final exams.

Dear Saleel,

I write in reply to your email requesting the information detailed above.

We have sent you the requested information. Please note that the attached information should not be copied, reproduced or used except in accordance with the law of copyright. In particular, any re-use for commercial purposes would require the permission of the University and/or any other copyright holders.

We have redacted any information that might identify individuals, whether students, members of staff or external examiners, where we consider this information to be exempt from disclosure under section 40(2) of the FOIA. Section 40(2) provides an exemption from disclosure for information that is the personal data of an individual other than the requester, where disclosure would breach any of the data protection principles in Article 5 of the GDPR. We consider that disclosure would breach the first data protection principle, which requires that personal data is processed lawfully, fairly and in a transparent manner. Disclosure would be unfair to the individuals concerned, because it would be contrary to their reasonable and legitimate expectations. They would not reasonably expect that information about their role in the administration of an examination (in the case of members of staff and external examiners) or their performance in an exam (in the case of students) would be made public under the FOIA without their consent. Consequently, there would be no lawful basis to disclose the information under Article 6.1(a) of the GDPR.

The exemption in section 40(2) is an absolute exemption and is not subject to the public interest test provided for in section 2(2)(b) of the FOIA. To the extent that the public interest is relevant in this case, the University considers it is satisfied by the attached information and that the disclosure of names or other identifying information is not necessary to meet a legitimate public interest that would outweigh the rights of the individual(s) involved.

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### **INTERNAL REVIEW**

If you are dissatisfied with this reply, you may ask the University to review it by e-mailing [foi@admin.ox.ac.uk](mailto:foi@admin.ox.ac.uk). A request for internal review should be submitted no later than 40 working days from the date of this letter.

**THE INFORMATION COMMISSIONER**

If, after the internal review, you are still dissatisfied, you have the right under FOIA to apply to the Information Commissioner for a decision as to whether your request has been dealt with in accordance with the FOIA. You can do this online using the [Information Commissioner's complaints portal](#).

Yours sincerely

**FOI Oxford**  
**Information Compliance Team**