

Alfred Bennett  
[Request-77054-9e7d8549@whatdotheyknow.com](#)

28<sup>TH</sup> June 2011

Our Ref: FOI.223.11

Dear Mr. Bennett,

**RE: FREEDOM OF INFORMATION REQUEST**

I am writing in response to your request for information under the Freedom of Information Act 2000 received on the 21<sup>st</sup> June 2011. The information that you requested is listed below together with a response in each case:

**Under the F.O.I act, could you kindly please provide me with the email addresses of all Practice Managers within the PCT and the relevant GP surgeries they manage? I will not be publishing the information you provide to me and will only use it personally to send occasional medical information that may be of interest to Practice managers.**

The data you have requested – email addresses for Practice Managers – amounts to personal data as described by the Data Protection Act and as such is exempt from disclosure under the Freedom of Information Act under section 40(2) as it would breach the first Data Protection principle which states

*“Personal data shall be processed fairly and lawfully and, in particular, shall not be processed unless at least one of the conditions in Schedule 2 is met”*

- *Consent of the data subject*
- *Contractual necessity*
- *Non-contractual legal obligation of the data controller*
- *Vital interests of the data subject*
- *Functions of a public nature*
- *Legitimate interest of the data controller*

This is an absolute exemption as defined by the Freedom of Information Act.

In considering this request I have considered the following.

The Practice Managers email addresses were not supplied to the PCT with the expectation or consent that they would be made public. GP surgeries frequently make public contact email addresses via their websites and these should be used to contact those surgeries.

GP Practice Managers do not form a class of people who are responsible for regional strategic health or budgetary decisions, are not considered to have an overly public facing role or a senior public role. Here we may contrast senior public health figures or Chief Executives of regional health bodies.

Disclosure is not necessary for legitimate public interests.

The information relates to a living individual and that person is not the applicant.

For clarity, the Information Commissioner was consulted for guidance on a previously received identical request before a decision was reached.

I hope that this deals fully with your questions but if you are not satisfied with the way your request has been dealt with please feel free to contact me in the first instance. If you remain dissatisfied you may approach our Chief Executive in writing at:

Chief Executive  
NHS West Kent  
Wharf House  
Medway Wharf Road  
Tonbridge  
Kent  
TN9 1RE

Should you remain dissatisfied with the outcome you have the right under s50 of the Freedom of Information Act to appeal against the decision by contacting:

The Information Commissioner  
Wycliffe House  
Water Lane  
Wilmslow  
SK9 5AF  
Tel: 01625 545745  
E-mail: [mail@ico.gsi.gov.uk](mailto:mail@ico.gsi.gov.uk)

Yours sincerely

**Jamie Sheldrake**  
**Information Governance Manager**