



Information Rights Team
Post Office Limited
Ground Floor
Finsbury Dials
20 Finsbury Street
London EC2Y 9AQ

Your reference:
Our reference: FOI2022/00825

Eleanor Shaikh
request-929643-f5e6e3f0@whatdotheyknow.com

19 January 2023

Dear Eleanor Shaikh,

Freedom of Information Request – FOI2022/00825

We are writing in response to your email received by Post Office Limited (“**Post Office**”) on 17 December, which has been dealt with under the terms of the Freedom of Information Act 2000 (“**FOIA**”) in which you requested the following information shown in bold below:

“The Fujitsu Statement submitted to the Post Office Horizon Public Inquiry refers to Horizon’s Third Supplemental Agreement of 19 January 2000 which was agreed between POCL and ICL Pathway. I would be most grateful if you would disclose this document.”

We can confirm that Post Office does hold the information you have requested. Some of the information in the agreement has been redacted as Post Office considers it to be personal data and therefore exempt under s40 of FOIA.

Section 40(2) & (3) – Personal Data

These sections provide that any information to which a request for information relates is exempt information if it constitutes personal data and the disclosure of that personal data to a member of the public otherwise than under the FOIA would contravene any of the data protection principles set out in Article 5(1) of the UK General Data Protection Regulation (“GDPR”) (section 40(7) FOIA). Post Office is therefore withholding such personal data in circumstances where such disclosure to you would contravene the 'lawfulness, fairness and transparency' principle set out at Article 5(1)(a) of the GDPR. Post Office considers that it has no lawful basis on which to disclose to you that personal data since none of the lawful bases listed under Article 6(1) of the GDPR are available to it.

If you have any queries about this response, please contact us. Do remember to quote the reference number above in any future communications.

If you are dissatisfied with the handling of this response, you do have a right to request an internal review. You can do this by writing to the address above or to information.rights@postoffice.co.uk stating your reasons for your internal review request.

If, having requested an internal review by Post Office, you are still not satisfied with our response you also have a right of appeal to the Information Commissioner at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire SK9 5AF

Telephone: 0303 123 1113
<https://ico.org.uk>

Yours sincerely,

Information Rights Team
information.rights@postoffice.co.uk
<https://corporate.postoffice.co.uk/en/governance/access-to-information/access-to-information/>

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