



Information Policy & Compliance
bbc.co.uk/foi bbc.co.uk/privacy

Perry Isco
e-mail: request-239502-6c142623@whatdotheyknow.com

8 December 2014

Dear Mr Isco,

Freedom of Information Request - RFI20141893

Thank you for your request under the Freedom of Information Act 2000 (the Act) received on 17 November, seeking the following information:

'Please give a complete list of FOI requests which you have refused (or partially refused) in the last two years on the grounds of Journalism, Art or Literature.

Each list should contain a short description of the request. I imagine that such a field already exists in your system, but as a guide, something that could reasonably appear in the subject line of an email would be ideal. Note that I am not only asking about requests received by email, but obviously where a request was actually received by email with a suitably descriptive subject, the original subject line could be used to avoid the need for you to generate a summary line now if you have not already done so.

For each request, the corresponding list item should also include the reference ID in your system or such other information as would facilitate identifying it if a copy of full text is requested in future.

Please also include dates if reasonably straightforward to do so.'

We also received further correspondence from you, dated 20 November;

'Having looked at your response to certain requests by other people, it seems to me that you maintain a somewhat pedantic distinction between a request for information that you rule out of scope of the Act versus a request that you refused on the basis of one of the exemption categories in the Act, such that you possibly would not consider a request of the first type ever to have been an FOI request in the first place.

I therefore add for avoidance of doubt in respect of my current question:

- a. Any request for information you have received that purported in any way (implicitly or explicitly) to be a request under the terms of the Act is what I'm asking you about, regardless of the terminology you would apply to it,*

- b. *Any failure to supply the requested information is the sort of refusal I am asking you about, again regardless of your terminology.'*

Please find attached two disclosure documents listing the requests that fall outside the scope of the Act.

The Freedom of Information Act states that the BBC is not covered for information held for the purposes of 'art, literature or journalism', and therefore there is no legal requirement for the BBC to disclose information pertaining to the BBC's output, whether on Radio, TV or Online. However, the BBC aims to be as open and transparent as possible, and therefore often volunteers information either in full or where that is not possible, in a partial disclosure. The disclosure documents attached include requests that are considered out of scope of the Act, but whereby the BBC has provided information either in full or as a partial disclosure.

Appeal Rights

If you are not satisfied that we have complied with the Act in responding to your request, you have the right to an internal review by a BBC senior manager or legal adviser. Please contact us at the address above, explaining what you would like us to review and including your reference number. If you are not satisfied with the internal review, you can appeal to the Information Commissioner. The contact details are: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF, Tel: 0303 123 1113 (local rate) or 01625 545 745 (national rate) or see <http://www.ico.gov.uk/>.

Yours sincerely

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