



## FREEDOM OF INFORMATION ACT 2000

### ABSOLUTE EXEMPTION FROM DISCLOSURE OF DOCUMENTS / INFORMATION

Ref no: FOI 18/1063

**Applicants Name:** S Evans

**Date of Request:** 15h August 2018

**Information sought:** By full address (i.e. house number/name & full postcode area), can you please provide the following data for all residential properties within your respective district area in an spreadsheet format (Excel etc)? - Property Type (House, Flat etc) - Property Style (Detached, Semi Detached etc) - Number of Bedrooms - If a flat, how many storeys? (Where Applicable) - If a flat, what cladding was used? (Where applicable) - Date of Construction - If property is of Non-Traditional construction (Where applicable i.e. Wimpey No Fines, Airey) - If any property is Non-Traditional construction, has a repair certificate been issued and if so what was the data of issue? (Where Applicable) - If the property is ex-Local Authority (Where applicable)

Under the powers delegated to me by Caerphilly county borough council and having considered representations made to me by officers and third parties whose interests appear to be potentially affected or prejudiced, I have made the following decision:-

#### **Absolute Exemptions applying to the Information Sought**

Section 40(2) of the Freedom of Information Act, the disclosure of information which is classified as personal data in accordance with the provisions of the General Data Protection Regulations 2016.

#### **Case for Absolute Exemption**

Section 40(2) of the Freedom of Information Act provides an exemption for information which is the personal data of any third party, where disclosure would contravene any of the Data Protection Principles contained in Article 5 of the General Data Protection Regulations 2016 (GDPR).

Under Section 40(2) of the Freedom of Information Act 2000, providing a list of council houses would fall within the definition of 'personal data' in Article 4(1) of the Data Protection Act 2018, as the information relates to an identified or identifiable person natural person who can be identified from that data.

The disclosure of this information would breach Data Protection Principle 1(a) – Personal data shall be processed lawfully, fairly and in a transparent manner.

This is an absolute exemption and is not subject to the public interest test.

#### **Extent of Exemption**

The provision of a list of council houses is exempt.

#### **Authorised Officer**

**Name:** Bethan Manners

**Position:** Principal Solicitor

**Signed:**

**Date:**

6th September 2018