

Freedom of Information Policy



Document Control

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1 Introduction

- 1.1 This policy covers requests for information under the Freedom of Information Act 2000 (“**FOIA**”). It also covers enquiries relating to matters under the Environmental Information Regulations 2004 (“**EIR**”), namely enquiries about air, water, land, natural sites, built environment, flora and fauna, and health, and any decisions and activities affecting any of these.
- 1.2 This policy does not cover enquiries or subject access requests under the Data Protection Act 2018 or the UK General Data Protection Regulation i.e. where the enquirer asks to see what personal information The ATLP (the “**Trust**”) holds about them. These enquiries will be dealt with under the Data Protection Policy which can be found on the *ATLP* website. Each school within the Trust will handle such requests directly.

2 Responsibilities of the ATLP

- 2.1 The ATLP understands its responsibilities in relation to FOIA and is committed to applying them. This policy is designed to set out the ways that persons can access their rights to information.

3 Publication Scheme

- 3.1 The ATLP has adopted the Information Commissioners’ Office model publication scheme. Further details on what the ATLP provides access to can be found on the ATLP’s website <https://atlp.org.uk/about/public-information/>

4 Right of Access

- 4.1 Any person can make a freedom of information request for information that the ATLP holds. The request must be in writing (which can include email) and state the requestor’s name and correspondence address (including email address). It should clearly describe the information being requested with enough detail to enable us to identify and locate the information. Where a request is for environmental information which can be released under the EIR, this request can be made verbally. We would request however that any request is made in writing as set out in 4.2 below.

- 4.2 In order to process your request as quickly as possible, each school will manage and oversee FOIs that relate to their individual school. Please contact each school directly to submit a request. For requests that are related to the whole Trust, please submit this to the DPO via email to: dpo@atlp.org.uk. or by post to:

F.A.O DPO
The Arthur Terry School
Kittoe Road
Sutton Coldfield
B74 4RZ

- 4.3 A response will be provided as soon as possible but in any event within 20 school days (or 60 working days, if shorter) for information provided under FOIA. Where

information is to be provided under the EIR this will be provided within 20 working days.

- 4.4 Where the original request is not clear and we are required to seek further clarity from you, the time for responding to your request will cease until we receive a further response from you. In the event that we do not receive a further response or the clarification requested within 2 months of our request for clarification we will assume you no longer wish to pursue your enquiry and close the matter down.

5 Exemptions

- 5.1 Requested information may not be provided if one of the following applies:

- The ATLP does not hold the information;
- There is a relevant exemption available;
- The request is above the cost limit (being £450 or 18 hours of a staff member's time).
- Where additional clarity or a fee has been requested but has not been provided in the time specified; or
- The request is considered vexatious or repeated

- 5.2 The exemptions that may be relevant depend on the request that has been made, but common exemptions include data protection, prejudice to the effective conduct of public affairs and information intended for future publication. There are other exemptions that may also be relevant.

- 5.3 We will inform you if one or more of these apply in any decision notice. Where the cost limit applies, we will explain how to refine the request to bring it within the cost limit and why the costs limit has been exceeded.

6 Internal Review

- 6.1 Where a requester is not happy with the response to a freedom of information request that has been made, they will be entitled to ask for an internal review of the decision. The internal review must be requested within two months of the decision notice being sent. The internal review will usually be dealt with by someone more senior than the member of staff that provided the initial response. A requester will in most cases receive the outcome of the internal review within 20 school days.

- 6.2 If a requester is still not happy with the response following an internal review, they can complain to the Information Commissioner.