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Eich cyfeirnod
Your reference

Ein cyfeirnod
Our reference

qA125610

Dyddiad
Date

9 May 2016

Llinell uniongyrchol
Direct line

Ebost
Email:

Dear ,

FREEDOM OF INFORMATION REQUEST - ATISN 10370 - GROVE PARK SCHOOL

Thank you for your request which I received on 12 April 2016 about the former Grove Park Girls School, Wrexham. You asked for copies of all written and electronic communications held by Cadw, which refers to the former Grove Park School for Girls in Wrexham. This request would include any correspondence, both internal and external, and any previously archived material

The information you have asked for is attached. The information provided does not include any documents that are already publicly available. The correspondence between the Historic Environment Service (Cadw) and the Deputy Minister, identified in the attached list, has already been released and is available on the Welsh Government's website at: <http://gov.wales/about/foi/responses/?lang=en>. Some names have been redacted under Section 40(2), (third party personal data) of the Freedom of Information Act 2000. The reason for applying this exemption is set out at Annex 1 of this document.

If you are dissatisfied with the Welsh Government's handling of your request, you can ask for an internal review within 40 working days of the date of this response. Requests for an internal review should be addressed to the Welsh Government's Freedom of Information Officer at: Information Rights Unit, Welsh Government, Cathays Park, Cardiff, CF10 3NQ or Email: FreedomOfInformationOfficer@wales.gsi.gov.uk

Please remember to quote the ATISN reference number above.

You also have the right to complain to the Information Commissioner. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Mae'r Gwasanaeth Amgylchedd Hanesyddol Llywodraeth Cymru (Cadw) yn hyrwyddo gwaith cadwraeth ar gyfer amgylchedd hanesyddol Cymru a gwerthfawrogiad ohono.

The Welsh Government Historic Environment Service (Cadw) promotes the conservation and appreciation of Wales's historic environment.

Rydym yn croesawu gohebiaeth yn Gymraeg ac yn Saesneg.
We welcome correspondence in both English and Welsh.



BUDDSODDWR MEWN POBL
INVESTOR IN PEOPLE



However, please note that the Commissioner will not normally investigate a complaint until it has been through our own internal review process.

Yours sincerely

Annex 1

Section 40(2) – Personal Data

Section 40(2) of the Freedom of Information Act 2000 requires third party personal data to be withheld in circumstances where its disclosure would breach any of the data protection principles set out in Schedule 1 of the Data Protection Act 1998 (DPA).

We consider that disclosure of this personal data would breach the first data protection principle. The first data protection principle requires that processing of personal data must be fair and lawful and, in particular, that it should not be processed unless one of the conditions set out in Schedule 2 of the DPA is met.

In determining whether disclosure would contravene the first data protection principle, we have considered whether disclosure would amount to fair and lawful processing of those individuals' personal data. The individuals concerned do not have public facing roles. We consider that those individuals would be under the reasonable expectation that their information would remain confidential and not disclosed to the public at large. As such, we do not consider that disclosure of the redacted personal data would be fair.

Guidance from the Information Commissioner's Office (Personal information (section 40 and regulation 13) v1.0) states:

"The public authority must decide.....whether it would be fair to disclose the personal data. If the public authority concludes that it would not be fair, then it must not disclose the information in response to the FOIA request".

In this instance, because the individuals would have had no expectation that their personal data would be released into the public domain, we believe that release of this information would be unfair and so breach the first data protection principle. For that reason, the information is being withheld under section 40(2) of the Freedom of Information Act. This is an absolute exemption and not subject to the public interest tests.

Freedom of Information Request – ATISN 10370 - Categories of Information to be released

1. Listing request December 2007
2. KS/00279/16 - Ministerial correspondence
3. Listing request February 2016
4. TO/KS/00301/16.
5. Press release
6. Site inspection
7. LA/00086/16 –Ministerial correspondence
8. Senior Inspectors advice
9. E-mails and phone conversations with Leader of Wrexham CBC
10. Weekly Brief
11. Listing request Feb 2016 – assessment
12. TO/KS/00334/16 – Treat Officially correspondence
13. KS/00346/16 – Ministerial correspondence
14. Peer review
15. E-mail correspondence with R.George
16. TO/KS/00414/16
17. Additional Information – Templemore & High Storrs
18. Additional information re. Peer Review
19. Asbestos removal