Freedom Of Information



Wheatley Hill Community Primary School

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THE RIGHT TO KNOW The Freedom of Information Act 2000

Freedom Of Information Act 2000

The Freedom of Information Act provides for a right to access all nonpersonal information held by Schools.

The Act is aimed at encouraging more openness and transparency in decisionmaking.

A lot of information should already be made available to the public, for example via the school's Publication Scheme.

What is the Publication Scheme?

Under the Act, schools should have already developed a 'Publication Scheme'. This is a guide to the information that schools routinely make available to the public or intends to publish.

Requests for Information

From January 2005, anyone can request any recorded information held by schools at the time of the request. This means that many documents, files, faxes and emails could be released on request.

Furthermore, anyone can ask for information without having to give an explanation as to why they want it. The Act gives people the right to be told if the information exists and to receive it in a suitable format.

However, most requests for information will probably be of the type which are dealt with straight away every day. Schools should continue to give out routine information to the public. If you happily gave the information before – don't stop doing it now.

How can requests for information be made?

A Freedom of Information request must be in writing (fax or e-mail is acceptable), and it must outline exactly what is wanted.

When the request is made verbally you should provide any help needed to put it into writing. A simple FOI Request Form has been devised to give to people who make verbal requests (see later).

Some people may not directly refer to the FOI Act when requesting information, but their enquiry must still be dealt with according to the Act.

Requests must include a name and address for contact and a description of the information required.

ALL REQUESTS FOR INFORMATION MUST BE RESPONDED TO WITHIN 20 WORKING DAYS

Although an order laid before Parliament effectively allows **extensions to the 20 day limit** in permitting schools not to count **school holidays** when calculating response times.

Who Responds to Requests?

An FOI request can be delivered to any member of staff. The request should, however, be dealt with by the appropriate person in your school. Every member of staff has a responsibility to make sure that any requests are passed on as soon as possible, so that a response can be given within 20 working days (or more if received in school holidays, see above).

Exemptions

There are some exemptions from this right of access to information.

If the request is for personal information, for example their education record, this will still be dealt with under the Data Protection Act, not the FOI Act.

There are other exemptions covering areas such as health and safety, commercially sensitive information and confidentiality.

In addition, if information is accessible already via your Publication Scheme or by other means, you do not have to deal with this as a formal FOI request.

Obligations

Schools are required to provide advice and assistance to people who have made a request. Schools should help any applicant to put their request into writing and to give enough detail to be able to find the information they are requesting.

Enforcement of the Act

If an individual is not happy with how a request was handled or with any refusal to release information, they must first complain through the School's own complaints procedure.

If they are still unhappy they may complain to the Information Commissioner.

The Information Commissioner is responsible for enforcing the Freedom of Information Act. If an applicant feels that you have failed to respond appropriately to their request for information, they can ask the Information Commissioner to reassess the request. The Information Commissioner will then decide whether or not you were justified in withholding the information.

FOI Checklist

- Is it a routine request, or one that should be dealt with as an FOI request?
- Is the request in writing? Does it contain a name and address, and enough detail to locate the information?
- REMEMBER, you only have 20 working days to respond (or more, if received in school holidays)
- If necessary, pass it to the relevant member of staff for response AS SOON AS POSSIBLE



Freedom of Information Act 2000 Request for Information

You can use this form to make a request for information held by (X School) under the Freedom of Information Act 2000. Please complete the form below, providing as much detail as possible to enable us to identify and find the information you are interested in.

About fou.	
Title/Forename:	Daytime Telephone Number:
Surname:	Fax Number:
Address: (All correspondence relating to your request will be sent to this address unless you tell us otherwise)	E-mail Address:
Request:	
Please provide a detailed description of the in request quickly and easily. For example, you	Information you are interested in to enable us to deal with your use could include title(s) of documents, relevant date(s) of nk might hold the information (continue on the other side of this
Preferred Format:	Our Address:
Please let us know how you would prefer to r information (tick appropriate box):	
 □ View / Inspect original information □ Receive copies by post □ Receive electronic copies by e-mail □ Receive information on CD Rom □ Other (Please Specify): 	

We will reply to your request promptly, and in any case no later than 20 working days following receipt of this form. Please note that we may have to contact you if we cannot locate the information that you have requested from the information you have given us. Your personal details will only be held for the purposes of dealing with your request for information, and we will let you know if we need to pass your request onto another authority. Please note that we might charge a fee for providing you the information.