



Dorset Clinical Commissioning Group

REF: FOI 050

Vespasian House
Barrack Road
Dorchester
Dorset
DT1 1TG

Tel: 01305 368900
Fax: 01305 368947
www.dorsetccg.nhs.uk

6 June 2019

Dear Requestor

Request made under the Freedom of Information Act 2000

On 4 June 2019 we received your request, made under the Freedom of Information Act, relating to members of the patient treatment panel.

Firstly, NHS Dorset CCG can confirm that we hold the information that you have asked for, however the information you requested is being withheld, as it is exempt from disclosure. The reasons for this is the information you have requested is personal data and we are not obliged, under section 40(2) of the Act, to provide information that is, or could be, the personal information of another person if releasing would contravene any of the provisions in the Data Protection Act (DPA).

Exemption Applied – Section 40(2) – Personal Information

Section 40(2) exempts any information that constitutes personal data where an application for information is made by someone other than the 'data subject'. Our view is that disclosure would breach the first principle of the Data Protection Act. This states that personal data should be processed fairly and lawfully. It is the fairness aspect of this principle which, in our view, would be breached by disclosure. In such circumstances section 40 confers an absolute exemption on disclosure. There is, therefore, no public interest test to apply.

If you are unhappy with this response, you are entitled to request an internal review of our decision, handled where possible by a member of staff not directly involved in the initial decision. If you wish to request such a review, please write direct to the Data Protection Officer, NHS Dorset, Ground Floor, West Wing, Vespasian House, Barrack Road, Dorchester DT1 1TG. We aim to deal with requests for internal review within three weeks of receipt, although where the issues involved are very complicated this period may be extended up to a total of six weeks.

If you have queries about this response, please do not hesitate to contact me quoting the above reference number.

Yours sincerely,

Signature Removed

Paddy Baker

Data Protection Officer

NHS Dorset Clinical Commissioning Group