

Subject: Request for access to a criminal case file held under reference number HH16/548.

FOI reference: FOI/19/02299

Date received: 9/10/2019

Date responded: 13/11/2019

Information requested:

Access to a criminal case file held under reference number HH16/548.

NRS Response:

A sensitivity review has been undertaken on this material by the Scottish Prison Service (SPS). As a result of this, some information in the files has been redacted due to sensitivity issues.

An exemption under section 38(1)(b) of FOISA (personal information) applies to the information which has been redacted because it is personal data of a third party and disclosing it would contravene the General Data Protection Regulation and Data Protection Act 2018. This exemption is not subject to the 'public interest test', so we are not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption. These redactions have been applied to the personal information (names and addresses) disclosed in letters written in support of an early release. These redactions will not hinder understanding of the content of the case file.

The redacted copy of the information is available in digital form at National Records of Scotland.

This can be viewed in the Historical Search Room at General Register House, 2 Princes Street, Edinburgh, EH1 3YY. Further information is available on our website at: <https://www.nrscotland.gov.uk/research/visit-us/historical-search-room>.

Under section 25(1) of FOISA, we do not have to provide information if it is already reasonably accessible by inspection or copying, even if a payment has to be made for it