

**Subject:** State Hospital Patient files

**FOI reference:** FOI/17/02492

**Date received:** 23 October 2017

**Date responded:** 03 January 2018

**Information requested:**

Information relating to Terence Banks in the State Hospital Patient files (National Records of Scotland reference HH74/598).

**NRS Response:**

A redacted copy of the file requested will now be made available to view in Historical Search Room of the National Records of Scotland (NRS). The Historical Search Room is located in General Register House, Princes Street, Edinburgh, EH1 3YY. The file can be ordered using the reference number **HH74/598/1**. Under section 25(1) of FOISA, we do not have to provide you with information if it is already reasonably accessible to you.

In order to visit the Historical Search Room you will need to obtain a Reader's Ticket. Information on how to apply for Reader's Ticket can be found on our website: <https://www.nrscotland.gov.uk/research/visit-us/historical-search-room/readers-ticket>, along with guidance on visiting the Historical Search Room and ordering records <https://www.nrscotland.gov.uk/research/visit-us/historical-search-room>.

As previously mentioned, the file has been redacted. This is because it contains personal data relating to individuals and remains exempt under s.38(1)(b) (Personal data relating to a third party) and 38(1)(d) (Deceased person's health record) of FOISA. Disclosing this information would contravene the data protection principles in Schedule 1 to the Data Protection Act 1998. 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.