

Subject: Access to divorce records (CS258/1958/1596)

FOI reference: FOI/18/01107

Date received: 10 April 2018

Date responded: 10 May 2018

Information requested:

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NRS Response:

A sensitivity review has been undertaken of this material by National Records of Scotland staff, and the data controller (the Scottish Courts and Tribunals Service) has agreed to the findings of this review. As a result of this, some information in the files still remains redacted due to sensitivity issues.

An exemption under section 38(1)(b) of FOISA (personal information of a third party) applies to any remaining redacted information because it is personal data of a third party and disclosing it 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.

The newly redacted copy of the record is available in digital form at the 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.