

Subject: Access to closed divorce records (CS258/1978/8627)

FOI reference: FOI/18/01419

Date received: 21 May 2018

Date responded: 27 June 2018

Information requested:

Access to closed divorce records (CS258/1978/8627)

NRS Response:

A sensitivity review has been undertaken on this material by the Scottish Courts and Tribunals Service (SCTS). 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 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.

The redacted copy of the information 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.

If the court records contain information to a data subject, the data subject can make a separate subject access request under the General Data Protection Regulation to the Data Protection Officer of the Scottish Courts and Tribunals Service: dpo@scotcourts.gov.uk.