

Subject: Access to closed divorce record – John Young Gibb v Mrs Jessie Fraser or Gibb.

FOI reference: FOI/18/02170

Date received: 23 October 2018

Date responded: 28 November 2018

Information requested:

Access to closed divorce record – John Young Gibb v Mrs Jessie Fraser or Gibb.

NRS Response:

The Scottish Courts and Tribunal Service (SCTS) have now completed their review of their response to your request under the Freedom of Information (Scotland) Act 2002 (FOISA) for access to the divorce record of John Young Gibb v Mrs Jessie Fraser or Gibb.

SCTS have considered the additional information supplied in the form of death certificates and have been able to release information regarding both John Young Gibb and Jessie Fraser or Gibb.

Please note that personal information of another named individual remains redacted under exemption Section 38(1)(b) of FOISA. It is not possible to determine whether this individual is alive or deceased, as a death certificate could not be found in the statutory registers of Scotland. This exemption 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 SCTS is not required to consider if the public interest in disclosing the information outweighs the public interest in applying the exemption.