

**Subject:** Access to a Court of Session record held under reference number CS258/1992/4088.

**FOI reference:** FOI/19/02194

**Date received:** 24 September 2019

**Date responded:** 28 October 2019

**Information requested:**

Access to the opinion of the Lord Ordinary dated 11 March 1987, and interlocutor 15 May 1987 and also the opinions of the three judges in the Second Division of the Inner House of the Court of Session dated 2 February 1989 from the Court of Session process *Alvis v Harrison* (and others). This record is held under reference number CS258/1992/4088.

**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 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.

The redacted copy of CS258/1992/4088 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.