

**From:** [Foi Enquiries](#)  
**To:** [REDACTED]  
**Subject:** FOI-17-1406 - SARs  
**Date:** 27 October 2017 13:08:44  
**Attachments:** [Further Information - Right to Review & Appeal.pdf](#)

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Dear [REDACTED],

Thank you for your clarified information request of 4 October 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**I would like to make an FOI request for the following pieces of information.**

**1) How many Subject Access Requests did you receive in the year Jan 1st 2016 to Dec 31st 2016 (or your equivalent business/financial year), and;**

128 SARs were received in 2016.

**2) How many FOI Section 40(1) exemptions did you employ during this same time period? To clarify, I am seeking the number of exemptions made under the Freedom of Information Act 2000; "Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject".**

None, with regards to Section 40(1) of the 2000 Act. As ACC is a Scottish local authority, we are subject to the Freedom of Information (Scotland) Act 2002 (FOISA) and not the Freedom of Information Act 2000. Therefore Section 40(1) of the 2000 Act does not apply to ACC.

Under our duty to provide advice and assistance, we would like to advise that the number of requests refused under Section 38(1)(a)(i) of FOISA, 'information is exempt information if it constitutes personal data of which the applicant is the data subject', for the year 1 January 2016 to 31 December 2016 was 65 requests.

No requests were refused under Section 40 relating to 'Audit Functions' of the FOISA.

We hope this helps with your request.

Yours sincerely,

Anna Buchan  
Information Compliance Officer

#### **INFORMATION ABOUT THE HANDLING OF YOUR REQUEST**

ACC handled your request for information in accordance with the provisions of the Freedom of Information (Scotland) Act 2002. Please refer to the attached PDF for more information about your rights under FOISA.

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