

FOI 1662

17th May 2023**FREEDOM OF INFORMATION ACT 2000 – INFORMATION REQUEST**

Your request for information regarding staff members of the Trust being subject to investigations undertaken by the Counter Fraud Service has now been considered and we believe this information is exempt under section 40 of the Freedom of Information Act 2000.

The Trust cannot provide specific details relating to one person as this level of detail could lead to the identification of individuals and is considered exempt under section 40(2) of the Act which exempts personal information from disclosure if the information relates to someone other than the applicant, and if disclosure of the information would, among other things, contravene one of the data protection principles in schedule 1 of the Data Protection Act. In this case, it is our belief that disclosure would contravene the first data protection principle, which provides that personal data must be processed fairly and lawfully.

Section 40(2) is an absolute exemption and therefore the Trust is not obliged to consider whether the public interest favours disclosing the information.

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