

Annex

An exemption under section 38(1)(b) of FOISA (personal information) applies to some of the information requested because it is personal data of a third party, ie information about the length of time served in prison by people found eligible for compensation for a miscarriage of justice; and disclosing it would contravene the data protection principles in Schedule 1 to the Data Protection Act 1998. While you have not requested information about the names of the individuals, it is considered that there is a real risk that individuals could be identified from information about the length of time they spent in prison in conjunction with the number of individuals who have received compensation after being wrongly convicted in the time period you have specified. 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.