

Annex B

Document 1

From: [redacted]@itspublicknowledge.info

Sent: 26 April 2022 08:37

To: [redacted]@gov.scot

Cc: Freedom of Information <foi@gov.scot>

Subject: Decision 048/2022 issued - [redacted] application - OSIC Ref; 202100457

Dear [redacted],

Attached is a letter and decision from the Scottish Information Commissioner in relation to an application made by [redacted]. Please bring both to the attention of Mr John Paul Marks, Permanent Secretary and acknowledge receipt.

If you have any questions about this letter or decision, please contact [redacted] on [redacted]@itspublicknowledge.info.

Yours sincerely

[redacted]

Enforcement Team Support Assistant

Scottish Information Commissioner

Kinburn Castle, Doubledykes Road
St Andrews, KY16 9DS

Fax: [redacted]

Email: [redacted]@itspublicknowledge.info.

Web: www.itspublicknowledge.info

Twitter: [@FOIScotland](https://twitter.com/FOIScotland)

Scottish Information Commissioner 
it's public knowledge

For information about what we do with personal data see our [Privacy Notice](#)

Attachment to document 1

Our Ref 202100457

Your Ref

John-Paul Marks
Permanent Secretary
Scottish Ministers

By email: PermanentSecretary@gov.scot
26 April 2022

Dear Mr Marks

Decision by Scottish Information Commissioner: 048/2022

Applicant: [redacted] (“the Applicant”)

The Applicant asked the Commissioner to investigate whether your authority complied with Freedom of Information law in dealing with an information request they made.

I enclose a copy of the Commissioner’s Decision Notice, which sets out his conclusions and explains your authority’s right to appeal to the Court of Session. Please read it carefully.

The Decision Notice also sets out:

- what action your authority is required to take
- the date by which action must be taken (this may not be the same as the date for appealing to the Court of Session) and
- the action open to the Commissioner if your authority fails to comply.

Please send evidence of compliance with the Decision Notice to Jill Walker using the email address [redacted]@itspublicknowledge.info.

An anonymised version of the Decision Notice will be published on the Commissioner’s website.

Yours sincerely
[redacted]
Freedom of Information Officer

[redacted], Scottish Information Commissioner
Kinburn Castle, Doubledykes Road, St Andrews, KY16 9DS
T: [redacted] F: [redacted] E: enquiries@itspublicknowledge.info W: itspublicknowledge.info

Document 2

From: [redacted]@gov.scot

Sent: 26 April 2022 11:40

To: [redacted]@gov.scot; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; Coull AJ (Alison) <Alison.Coull@gov.scot>; SGLD CBS: Digital and Information Law <digitalandinformationlaw@gov.scot>

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; [redacted]gov.scot; [redacted]gov.scot; [redacted]@gov.scot; redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James) <James.Hynd@gov.scot>; [redacted]@gov.scot.

Subject: Scottish Information Decision 048/2022 - 202100164143 - OSIC require disclosure of legal advice

Importance: High

[redacted]

We have received Decision 048/2022 from the Scottish Information Commissioner which relates to the FOI request by [redacted] for information about Legal advice on second independence referendum in 2020.

The Decision and covering letter attached.

Summary of Decision

The Commissioner found that the public interest favours disclosure of some of the information previously withheld under section 36(1).

Timescales

We are required to disclose the information set out in the attached appendix by **10 June 2022**. I have attached the relevant documents as well for ease of reference. We or [redacted] could consider an appeal (on a point of law only) to the Court of Session. [redacted]

Happy to discuss.

[redacted]

[redacted] | FOI Manager | Freedom of Information Unit | Scottish Government | 2W | St Andrews House | Regent Road | Edinburgh | EH1 3DG

I am currently working from home due to the COVID-19 restrictions - please contact me via email or Skype for business.

Document 3

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 26 April 2022 12:13

To: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: [redacted]@gov.scot; McAllister C (Colin) <Colin.McAllister@gov.scot>

Subject: RE: Scottish Information Decision 048/2022 - 202100164143 - OSIC require disclosure of legal advice

David,

We've spoken. Will pick up with Colin

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
Tel: 0131 244 [redacted]
Mobile [redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Sent: 26 April 2022 12:12

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Cc: [redacted]@gov.scot; McAllister C (Colin) <Colin.McAllister@gov.scot>

Subject: FW: Scottish Information Decision 048/2022 - 202100164143 - OSIC require disclosure of legal advice

Importance: High

Ewan cc Colin, [redacted]

[redacted] is about to call you about this.

David

David Rogers

Director, Constitution and Cabinet | The Scottish Government | 4 N.04, St Andrew's House, Edinburgh, EH1 3DG | T: [redacted] | E: david.rogers@gov.scot

Document 4

From: [redacted]

Sent: 26 April 2022 14:31

To: [redacted]@gov.scot; [redacted]@gov.scot; McGill M (Max) <Max.McGill@gov.scot>;

[redacted]@gov.scot; [redacted]@gov.scot;

Cc: Fisher G (Graham) <Graham.Fisher@gov.scot>; [redacted]@gov.scot.

Subject: FW: Scottish Information Decision 048/2022 - 202100164143 - OSIC require disclosure of legal advice

Importance: High

For info. As discussed earlier.

Document 5

[26/04/2022 17:21] [redacted]

[26/04/2022 11:52] [redacted]

Ewan is in a call. I have messaged and sent him the decision

[26/04/2022 11:52] David Rogers

ta. i have sent it to colin too.

Document 6

From: [redacted]@gov.scot

Sent: 04 February 2021 09:29

To: Fol SpAds PO <Fol.SpAdsPO@gov.scot>

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot

Subject: Referendum FOIs

PS/SpAds,

Please see attached proposed responses to two FOI requests. The detail of the requests are set out below.

[out of scope]	[out of scope]
202100140936	Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020.

[out of scope]. The second response set out that we are withholding the legal advice that is held.

Please let me know if SpAds have any comments on the proposed response and if SpAds think Ministerial clearance is required. The final deadline for responding is 17 February but an early response would be helpful to ensure Ministerial clearance can be obtained before the deadline, if required.

Many thanks,

[redacted]

[redacted]

Coronavirus Legislation Co-ordination
Constitution and Cabinet Directorate

Attachment to Document 6

REQUEST UNDER THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002 (FOISA)

Thank you for your request dated 20 January 2021 under the Freedom of Information (Scotland) Act 2002 (FOISA).

Your request

You asked for the following –

Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020

Response to your request

While our aim is to provide information whenever possible, exemptions under Section 36(1) of FOISA applies to the information requested. The reasons why this exemption applies is explained in Annex A of this letter.

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to David Rogers at david.rogers@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your appeal rights is available on the Commissioner's website at:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>.

Yours sincerely,
[redacted]

Section 36(1) – legal proceedings

An exemption under section 36(1) of FOISA (confidentiality in legal proceedings) applies to some of the information requested because it is legal advice and disclosure would breach legal professional privilege.

This exemption is subject to the ‘public interest test’. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemption. We have found that, on balance, the public interest lies in favour of upholding the exemption. We recognise that there is some public interest in release as part of open and transparent government, and to inform public debate. However, this is outweighed by the strong public interest in maintaining the right to confidentiality of communications between legal advisers and clients, to ensure that Ministers and officials are able to receive legal advice in confidence, like any other public or private organisation.

Document 7

From: [redacted]@gov.scot
Sent: 03 February 2021 16:57
To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Cc: [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Fisher G (Graham) <Graham.Fisher@gov.scot>; McGill M (Max) <Max.McGill@gov.scot>
Subject: FW: FOI - legal advice on draft bill or a second referendum - searching required

Hi [redacted],

I have attached proposed responses for the requests below.

I would be grateful for any comments and clearance in due course. The final deadline for responding is 17 February 2021.

Thanks,
[redacted]

[redacted]
Coronavirus Legislation Co-ordination
Constitution and Cabinet Directorate

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Sent: 28 January 2021 11:44
To: [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>
Cc: Fisher G (Graham) <Graham.Fisher@gov.scot>; McGill M (Max) <Max.McGill@gov.scot>
Subject: RE: FOI - legal advice on draft bill or a second referendum - searching required

Hi [redacted]

[out of scope]

For [202100140936](#) (any legal advice on a second indy ref in 2020) I've searched the relevant policy file and my own records. I've found one record with material in scope (attached). [redacted] legal advice.

As is normal practice, we should apply an exemption to releasing the legal advice.

I've copied Graham and Max in for info too.

Penny

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government
2W.02A | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
0131 244 [redacted] | Mobile [redacted]

From: [redacted]@gov.scot
Sent: 27 January 2021 17:13
To: [redacted]@gov.scot; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director)

<David.Rogers@gov.scot>

Subject: FOI - legal advice on draft bill or a second referendum - searching required

Colleagues,

I am dealing with two similar FOI requests for legal advice, as set out below.

[out of scope]	[out of scope]
202100140936	Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020 .

I would be grateful if you could search your records and pass on any material which might be relevant or within scope. It would be helpful to have responses, including nil returns, **by close of play on Friday**.

Many thanks,
[redacted]

[redacted]
Coronavirus Legislation Co-ordination
Constitution and Cabinet Directorate

Attachment to Document 7

REQUEST UNDER THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002 (FOISA)

Thank you for your request dated 20 January 2021 under the Freedom of Information (Scotland) Act 2002 (FOISA).

Your request

You asked for the following –

Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020

Response to your request

While our aim is to provide information whenever possible, exemptions under Section 36(1) of FOISA applies to the information requested. The reasons why this exemption applies is explained in Annex B of this letter.

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to David Rogers at david.rogers@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your appeal rights is available on the Commissioner's website at:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>.

Yours sincerely,
[redacted]

Section 36(1) – legal proceedings

An exemption under section 36(1) of FOISA (confidentiality in legal proceedings) applies to some of the information requested because it is legal advice and disclosure would breach legal professional privilege.

This exemption is subject to the ‘public interest test’. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemption. We have found that, on balance, the public interest lies in favour of upholding the exemption. We recognise that there is some public interest in release as part of open and transparent government, and to inform public debate. However, this is outweighed by the strong public interest in maintaining the right to confidentiality of communications between legal advisers and clients, to ensure that Ministers and officials are able to receive legal advice in confidence, like any other public or private organisation.

Document 8

From: [redacted]@gov.scot **On Behalf Of** Cabinet Secretary for Constitution, Europe and External Affairs

Sent: 12 February 2021 14:49

To: [redacted]@gov.scot; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot ; Fol SpAds PO <Fol.SpAdsPO@gov.scot>

Subject: RE: FOIs for clearance - legal advice regarding referendums

Hi [redacted]

Mr Russell is content with this.

Have a nice weekend.

BW,

[redacted]

[redacted] | Private Secretary to Michael Russell, Cabinet Secretary for Constitution, Europe and External Affairs
| 0131 24 [redacted] | [redacted]
cabsecCEAEA@gov.scot

#SCOTLAND|SNOW



From: [redacted]@gov.scot

Sent: 12 February 2021 14:14

To: Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Fol SpAds PO <Fol.SpAdsPO@gov.scot>

Subject: FOIs for clearance - legal advice regarding referendums

[redacted],

Please see attached proposed responses to two FOI requests. The detail of the requests are set out below.

[out of scope]	[out of scope]
202100140936	Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020.

[out of scope] The second response set out that we are withholding the legal advice that is held.

I would be grateful for clearance from Mr Russell on both responses. The final deadline for responding is 17 February (Wednesday).

Many thanks,
[redacted]

[redacted]
Coronavirus Legislation Co-ordination

Attachment to document 8

REQUEST UNDER THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002 (FOISA)

Thank you for your request dated 20 January 2021 under the Freedom of Information (Scotland) Act 2002 (FOISA).

Your request

You asked for the following –

Any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020

Response to your request

While our aim is to provide information whenever possible, exemptions under Section 36(1) of FOISA applies to the information requested. The reasons why this exemption applies is explained in Annex A of this letter.

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response, by writing to David Rogers at david.rogers@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your appeal rights is available on the Commissioner's website at:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>.

Yours sincerely,
[redacted]

Section 36(1) – legal proceedings

An exemption under section 36(1) of FOISA (confidentiality in legal proceedings) applies to some of the information requested because it is legal advice and disclosure would breach legal professional privilege.

This exemption is subject to the ‘public interest test’. Therefore, taking account of all the circumstances of this case, we have considered if the public interest in disclosing the information outweighs the public interest in applying the exemption. We have found that, on balance, the public interest lies in favour of upholding the exemption. We recognise that there is some public interest in release as part of open and transparent government, and to inform public debate. However, this is outweighed by the strong public interest in maintaining the right to confidentiality of communications between legal advisers and clients, to ensure that Ministers and officials are able to receive legal advice in confidence, like any other public or private organisation.

Document 9

From: [redacted]@gov.scot

Sent: 18 March 2021 16:12

To: [redacted]@gov.scot; Coull AJ (Alison) <Alison.Coull@gov.scot>

Cc: [redacted]@gov.scot; Hynd JS (James) <James.Hynd@gov.scot>; [redacted]@gov.scot

Subject: RE: 202100164143 - FOI Review - 202100140936 - FOI Unit comments

[redacted],

I've made some suggested changes, but nothing of any great significance. As you say, this is standard wording but it's rarely used so I have taken the opportunity to link the first couple of lines to the Commissioner's guidance from which it derives. I've also inserted the reference about the public interest test being concerned with things which are in the interest of the public rather than of interest to the public, as I was reminded of that earlier today.

[redacted]

On a procedural note, MiCase annoyingly generates new reference numbers for each stage of a case so I've changed it accordingly otherwise we'll struggle to reconcile things. Additionally, I've had a look at the original casefile and I can't see a copy of the statement of compliance/the withheld information. [Redacted] I wonder if you/Ailsa could arrange for the statement and the withheld information to be added to the original casefile in eRDM please?

If you're content with my suggestions, I'm happy to clear on behalf of the FOI Unit.

Thanks,

[redacted]

[redacted] | Head of Policy and Casework | Freedom of Information Unit

M: [redacted]

I am currently working from home, and can be contacted by email, Skype for Business, Microsoft Teams, or on my mobile.

I do not work on Wednesdays at present – please contact foi@gov.scot if you need assistance in my absence.

[redacted]

Attachment to Document 9

Constitution and Cabinet Directorate

Cabinet, Parliament and Governance Division



E: [redacted]@gov.scot

[redacted]

E: [redacted]@jpress.co.uk

Our ref: ~~202100140936~~ 202100164143

19 March 2021

Dear [redacted],

Response to request for review of original response

I have completed my review of our response to your request under the Freedom of Information (Scotland) Act 2002 (FOISA) for any legal advice to ministers or provided by the civil service on the topic of a second independence referendum in 2020.

I have concluded that the original decision should be confirmed without modification.

[redacted]

It is clearly in the public interest for lawyers to be able to provide free and frank legal advice to their clients, considering and discussing all issues and options, without fear that the advice might be disclosed and potentially taken out of context. It is also in the public interest that decisions are taken by the Government in a fully informed legal context. Ministers and officials therefore need high-quality, comprehensive legal advice for the effective conduct of their business. That advice needs to be given in context, and with a full appreciation of relevant facts. Without such legal advice, which can only be provided frankly and comprehensively in the knowledge that it will be kept in confidence, the quality of the Government's decision-making would be much reduced since it would not be fully informed.

[redacted]

If you are unhappy with the outcome of this review you have the right to appeal to the Scottish Information Commissioner about our decision within 6 months of receiving this letter. Information on how to make an appeal, along with an application form, is available on the Commissioner's website

at:

<https://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>.

You can also contact the Commissioner at:

The Scottish Information Commissioner
Kinburn Castle
Doubledykes Road
St Andrews
Fife
KY16 9DS
E-mail: enquiries@itspublicknowledge.info
Telephone: 01334 464610

Should you then wish to appeal against the Commissioner's decision, there is a right of appeal to the Court of Session on a point of law only.

[redacted]

Document 10

[redacted]

From: [redacted]@gov.scot

Sent: 18 March 2021 16:15

To: [redacted]@gov.scot; Coull AJ (Alison) <Alison.Coull@gov.scot>

Cc: [redacted]@gov.scot; Hynd JS (James) <James.Hynd@gov.scot>; [redacted]@gov.scot.

Subject: RE: 202100164143 - FOI Review - 202100140936 - FOI Unit comments

[redacted]

Thanks for this

I'm happy with your suggestions, and that they reflect my thoughts

[redacted]

[redacted] | Coronavirus Legislation Coordination
Directorate for Constitution and Cabinet | **Scottish Government**
Please contact me on Skype, or on [redacted]

Document 11

From: [redacted]@itspublicknowledge.info [redacted]@itspublicknowledge.info

Sent: 20 April 2021 16:30

To: [redacted]@gov.scot

Cc: Freedom of Information <foi@gov.scot>

Subject: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457

Our Ref 202100457

Your Ref 202100140936

20 April 2021

Dear [redacted]

Application for Decision by the Scottish Information Commissioner

Applicant: [redacted]

[redacted] has applied to the Scottish Information Commissioner for a decision. He is dissatisfied with the way in which the Scottish Ministers (the Ministers) handled his request for information. I attach a copy of [redacted] application to the Commissioner for your information.

The application appears to be valid for the purposes of section 47 of the Freedom of Information (Scotland) Act 2002. Therefore, the Commissioner is required to investigate your authority's handling of the request.

The information withheld from applicant

To begin the investigation, we need you to give us the information withheld from [redacted]

Along with the information, you must give us a schedule listing the information you are sending. This should be in the same form as the attached pro forma schedule. Please read the guidance at the end of this email before completing the schedule. If the schedule is not completed properly and in full, it will be returned to you.

At the end of the case, we usually delete the information we hold in electronic form, and destroy any hard copies supplied by the public authority. If you would prefer the information to be returned to you at the end of the investigation, let us know. If you have not asked us to return the information to you within three months from the date of the Commissioner's decision (or within three months of us advising you that a decision is no longer required), it will be destroyed, unless an appeal is subsequently made to the Court of Session, in which case the information will be retained pending the outcome of the appeal. The electronic copy of the information you send will be deleted from the case file at the same time.

More information about what we do with any personal data you provide to us for the purposes of an investigation can be found on our privacy notice:
www.itspublicknowledge.info/home/privacy.aspx.

Please let us have the information asked for by **Wednesday 5 May 2021**.

Next steps

Once we have received and checked the information, the case will be allocated to an investigating officer. The investigating officer will contact you and seek your comments on the application. This will be your opportunity to provide detailed submissions on your authority's handling of the request.

At this stage, the Ministers may wish to reconsider its/their position in relation to the withheld information. If there are no longer reasons for withholding the information, the Ministers may now wish to consider disclosing it to the applicant – if so, the applicant may consider withdrawing the application and an investigation may not be needed. Please contact me if this is a possibility.

The Commissioner has issued guidance for authorities on what to expect during an investigation. I recommend you read the guidance before responding to this letter. The guidance is available on our website:

<http://www.itspublicknowledge.info/nmsruntime/saveasdialog.aspx?IID=8370&sID=105>. Note, in particular, the section on exemptions/exceptions and the standard of submissions required by the Commissioner.

In the meantime, if you have any queries about the investigation, please contact me.

Yours sincerely

[redacted]

Validation Officer

Scottish Information Commissioner

Kinburn Castle

Doubledykes Road

St Andrews

KY16 9DS

E-mail: [redacted]@itspublicknowledge.info

www.itspublicknowledge.info

Attached: Application

Schedule

Guidance

1.1 Providing the withheld information

1. Send the information by email to **[redacted]** [redacted]@itspublicknowledge.info> We prefer information to be supplied in PDF form, or some other format which cannot be modified electronically (e.g. scanned .tif files). However, any standard file format is acceptable.
2. If you cannot send the information electronically, send it in printed form or on a data stick or CD-ROM, preferably password protected. Do not send originals of documents if at all possible. Depending on the sensitivity of the information, you may wish to consider sending it by recorded delivery or by courier. If you wish to deliver the information by hand, please arrange a date and time with us in advance.
3. If you responded to the information request by disclosing redacted copies of documents, send us two copies of the documents - one unedited and one showing what was redacted:
 - where information in a document has been withheld under more than one exemption, show clearly (for example by marking on the document) which specific part(s) of the document has/have been withheld under which exemption(s).
 - where information in a document has not been disclosed because it is not within scope, show clearly (for example by marking on the document) which specific part(s) of the document is/are not in scope.
4. Any information provided to us in hard copy will be scanned and (like any information supplied electronically) stored in the case file within the Commissioner's case handling system.
5. The information you provide will be retained in our electronic and paper case files for the duration of the investigation, and any subsequent appeal.

1.2 Completing the schedule of documents

6. The schedule must be completed, even if only one document has been withheld.
7. All documents must be named and numbered. If the documents have attachments, the attachments must be listed with the document on the schedule.
8. The schedule must include a brief description of the document. See the example given on the pro forma schedule.

9. The schedule must set out clearly which exemption(s)/exception(s) you are relying on to withhold which parts of the document. If you consider that some of the information falls outwith the scope of the request, this must be made clear. Again, see the example given on the pro forma schedule.
10. Avoid sending duplicate copies of documents. Multiple copies of email chains should also be avoided wherever possible.
11. When completed, email the schedule and information to
[redacted]@itspublicknowledge.info
12. If the schedule is not completed properly, it will be returned to you for further work.

Document 12

From: [redacted]gov.scot
Sent: 22 April 2021 09:52
To: Coull AJ (Alison) <Alison.Coull@gov.scot>; [redacted]gov.scot
Cc: [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot ; [redacted]gov.scot ; [redacted]gov.scot
Subject: RE: FOI - 202100164143 - appeal - Stage 1 - notification to SGLD

Adding [redacted] who is picking this up.

Thanks,
[redacted]

[redacted]
Coronavirus Legislation Co-ordination
Constitution and Cabinet Directorate

[redacted]

From: [redacted]gov.scot
Sent: 21 April 2021 16:03
To: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>
Cc: [redacted]gov.scot; [redacted]gov.scot; Hynd JS (James) <James.Hynd@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]gov.scot ; [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot; DG Constitution and External Affairs <dgcea@gov.scot>; [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot; Freedom of Information <foi@gov.scot>
Subject: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 28/04/21

Dear David
cc. for information

The Office of the Scottish Information Commissioner (OSIC) have confirmed that they consider an appeal from [redacted] to be valid and will now begin their investigations.

You should now consider whether the appeal (particularly that next stage where your Directorate will be asked to provide a detailed justification for withholding the information) should be handled by the person who originally dealt with the request, [redacted], or whether it is better for someone else to lead at this time. Please could you therefore confirm who will be leading on the appeal?

At this stage, we must forward any withheld information to OSIC. I enclose OSIC's schedule spreadsheet which will assist in the identification of each document containing relevant information and the exemptions/exceptions that have been applied. The appointed officer should include in the schedule information that may have already been released to the requester at earlier stages of this process (although previously released information does not require to be sent to OSIC). If some of the information in a document is out of scope of the request please ensure this is made clear in the schedule.

Please ensure the schedule has been completed and that the withheld documents have been numbered accordingly. If any documents have been partially released with redactions they

must provide both a redacted version and a copy of the clean original version, which clearly shows which exemptions/exceptions have been applied to which parts of the document (it can be helpful to use colour highlighting to demonstrate this). The schedule and withheld information can be forwarded to me electronically or a link passed to me to the copies saved in the tracker eRDM case file. (if your case is on MiCase we will send the lead official a link to the appeal casefile)

The FOI Unit will forward on all this information to OSIC. We have been given until 5 May 2021 to respond. In order for me to review and confirm the information is as identified, please arrange for a response to be provided to me by **28 April 2021**.

Please feel free to call if you would find it helpful to discuss any of the above.

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

I am currently working from home due to the COVID-19 restrictions - please contact me via email or Microsoft Teams.

Document 13

From: [redacted]gov.scot

Sent: 26 April 2021 15:34

To: [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot; Hynd JS (James) <James.Hynd@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot.

Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 28/04/21

Hi everyone,

Please see attached completed schedule of information, and attached document [redacted]. have also attached the FOI response for reference. If anyone is aware of additional material within scope that is not listed in the schedule, please let me know before close of play on Wednesday.

[redacted]

Happy to discuss.

Best wishes,

[redacted]

Document 14

From: [redacted]gov.scot
Sent: 30 April 2021 12:09
To: [redacted]gov.scot
Cc: Freedom of Information <foi@gov.scot>
Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 04/05/21

Hi [redacted]

I've put the document in eRDM- link attached.

[FOI appeal- Document for Commissioner consideration details - Objective ECM \(scotland.gov.uk\)](#)

Best wishes,

Redacted

From: [redacted]gov.scot
Sent: 30 April 2021 11:58
To: [redacted]gov.scot
Cc: Freedom of Information <foi@gov.scot>
Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 04/05/21

Hi [redacted]

[redacted]

Yes, if you could put a copy of the document in the casefile and send me a link that will probably be best.

Thanks
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

I am currently working from home due to the COVID-19 restrictions - please contact me via email or Microsoft Teams.

From: [redacted]gov.scot
Sent: 30 April 2021 11:52
To: Freedom of Information <foi@gov.scot>
Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 04/05/21

Hi [redacted]

[redacted]

I also realised that the attachment is broken, I will locate another copy shortly. Presumably it is better to put it in the casefile?

Best wishes,

[redacted]

From: [redacted]gov.scot ;**On Behalf Of** Freedom of Information

Sent: 30 April 2021 10:40

To: [redacted]gov.scot

Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 04/05/21

Hi [redacted]

[redacted]

Also, please can you send me the document below as a separate attachment, or save it to the FOI casefile on eRDM and send me the link? I am unable to open or save it from the email you sent below – presumably because of the way it is embedded within the email?

Thanks

[redacted]

[redacted] FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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Document 15

From: [redacted]gov.scot

Sent: 26 July 2021 16:48

To: [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 23/07/21

Good news 😊

[redacted] | FOI Manager | Freedom of Information Unit | Scottish Government | 2W | St Andrews House | Regent Road | Edinburgh | EH1 3DG

I am currently working from home due to the COVID-19 restrictions - please contact me via email or Skype for business.

[redacted]

From: [redacted]gov.scot

Sent: 06 July 2021 10:52

To: [redacted]gov.scot

Cc: [redacted]gov.scot ; [redacted]gov.scot ;Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; Hynd JS (James) <James.Hynd@gov.scot>; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; [redacted]gov.scot ; [redacted]gov.scot ; [redacted]gov.scot; [redacted]gov.scot ;Fisher G (Graham) <Graham.Fisher@gov.scot>; Coull AJ (Alison) <Alison.Coull@gov.scot>

Subject: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Dear [redacted]
cc. for information

Following from my email of 21 April 2021 we have now received a request from the Office of the Scottish Information Commissioner (OSIC) (see attached) inviting us to comment on this case. They have asked some specific questions for which I will need your assistance.

This is our opportunity to reassess the original response to this request and allows us to make amendments, particularly if the circumstances have changed.

The FOI Unit will draft and issue the response to the Commissioner but we will require input from the policy area. [redacted]

We have been given until 19 July 2021 to respond to OSIC in full. I would be grateful therefore if you could provide me with your response to the above noted questions by **12 July** to give time for finalising the draft.

Please feel free to call if you would find it helpful to discuss any of the above.

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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Join the FOI community at: [Yammer: @FOI – Community](#)

Document 16

[redacted]

From: [redacted]gov.scot

Sent: 23 July 2021 14:48

To: [redacted]gov.scot

Cc: [redacted]gov.scot; [redacted]gov.scot; Freedom of Information <foi@gov.scot>

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 22/07/21

Hi [redacted]

[redacted]

If it would be helpful to discuss this, please feel free to call me.

Thanks

[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]

Sent: 21 July 2021 16:22

To: Freedom of Information <foi@gov.scot>

Cc: [redacted]gov.scot; [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 22/07/21

Hi [redacted]

I've made some additional changes and some comments in eRDM- happy to have a look at this again tomorrow if we need more on the searches.

Best wishes,

[redacted]

From: [redacted]gov.scot **On Behalf Of** Freedom of Information

Sent: 21 July 2021 15:21

To: [redacted]gov.scot

Cc: [redacted]gov.scot; [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 22/07/21

[redacted]

Thank you for providing your comments. [redacted]

OSIC have agreed an extension for this case until Monday 26 July, so it would be helpful if you could provide me with your further comments by close of play tomorrow if possible (**22/07/21**), to get these finalised as quickly as possible.

Thanks
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]gov.scot
Sent: 20 July 2021 14:04
To: [redacted]gov.scot
Cc: [redacted]gov.scot; [redacted]gov.scot
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted],

I have had a look at the submission and made a few slight changes. [redacted]

Best wishes,

[redacted]

From: [redacted]gov.scot
Sent: 15 July 2021 18:23
To: [redacted]gov.scot
Cc: [redacted]gov.scot; [redacted]gov.scot
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted]

Thank you for your comments in relation to this case, and apologies for the delay in getting back to you on this.

[redacted]

If would be helpful to discuss any of this, please do not hesitate to contact me.

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]gov.scot
Sent: 09 July 2021 10:52
To: [redacted]gov.scot
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted]

Please see attached first draft of a response to the questions and copy of Annex. Happy to add extra material and/or reword to be more formal.

Best wishes,

[redacted]

From: [redacted]gov.scot
Sent: 08 July 2021 16:09
To: [redacted]gov.scot
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted],

[redacted]

Thanks
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]gov.scot
Sent: 08 July 2021 16:01
To: [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted]

I'm looking at this now. [redacted]

Best wishes,

[redacted]

Document 17

From: [redacted]gov.scot
Sent: 07 May 2021 16:29
To: [redacted]@itspublicknowledge.info
Cc: [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot; Freedom of Information <foi@gov.scot>; [redacted]@itspublicknowledge.info
Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457

Dear [redacted]

With reference to the emails below, I have now attached a completed information schedule and copy of the information being withheld in relation to this case.

I hope this is sufficient to allow you to continue your investigation, but if you require anything further please do not hesitate to contact me.

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG |

From: [redacted]gov.scot
Sent: 05 May 2021 17:18
To: [redacted]@itspublicknowledge.info
Cc: Freedom of Information <foi@gov.scot>; [redacted]gov.scot
[redacted]@itspublicknowledge.info
Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457

Dear [redacted]

With reference to [redacted] email below, unfortunately we are not yet in a position to provide you with the information requested. I can assure you that work is ongoing in relation to this case, and I had hoped to be able to forward you the information today, but it is taking a little longer than expected.

I would be grateful therefore if you would be willing to grant us a short extension to your deadline until the end of the week (7 May 2021).

If it would be helpful to discuss this, please do not hesitate to contact me (my mobile number is [redacted])

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG |

Document 18

From: [redacted]@itspublicknowledge.info

Sent: 18 May 2021 11:40

To: [redacted]gov.scot

Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457

Our Ref: 202100457

Your ref: 202100140936

18 May 2021

Dear [redacted]

Thank you for your email of 7 May 2021. I acknowledge receipt of the withheld information, thank you for sending it. The case will now be passed to the Head of Enforcement for allocation to one of our investigating officers. The allocated officer will be in contact with you soon.

Kind regards

[redacted]

[redacted]
Enforcement Team Support Assistant

Scottish Information Commissioner

Kinburn Castle, Doubledykes Road
St Andrews, KY16 9DS

Fax: [redacted]

Email: [redacted]@itspublicknowledge.info

Web: www.itspublicknowledge.info

Twitter: [@FOIScotland](https://twitter.com/FOIScotland)

Scottish Information Commissioner 
it's public knowledge

Document 19

From: [redacted]gov.scot

Sent: 16 July 2021 12:52

To: [redacted]gov.scot

Cc: [redacted]gov.scot; [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [reacted]

I have just emailed OSIC requesting a week's extension (to 26 July) for our submissions for this case. [redacted]

Thanks

[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]gov.scot

Sent: 16 July 2021 09:28

To: [redacted]gov.scot

Cc: [redacted]gov.scot; [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 12/07/21

Hi [redacted]

Just wanted to check the deadline on this- I'm meant to be on leave today and Monday so wouldn't be able to consider until Tuesday. However, if it is urgent I can find some time over the weekend.

[redacted]

Best wishes,

[redacted]

Document 20

From: [redacted]gov.scot

Sent: 26 July 2021 15:22

To: [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 23/07/21

I've had a look and [redacted]

From: [redacted]gov.scot

Sent: 26 July 2021 15:17

To: [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 23/07/21

Did I answer your stuff on Friday?

[redacted]

Document 21

From: [redacted]gov.scot

Sent: 16 July 2021 15:56

To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Cc: [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 19/07/21

Penny

We have an ongoing FOI appeal for the above case.

[redacted]

Kind regards

[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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Document 22

From: [redacted]gov.scot **On Behalf Of** Freedom of Information
Sent: 23 July 2021 17:59
To: [redacted]gov.scot
Cc: [redacted]gov.scot; [redacted]gov.scot ;Freedom of Information <foi@gov.scot>
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 22/07/21

[redacted]

Thank you for your further comments. [reacted]. Hopefully we are almost there with this now!

[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]gov.scot
Sent: 23 July 2021 16:22
To: [redacted]gov.scot
Cc: [redacted]gov.scot; [redacted]gov.scot; Freedom of Information <foi@gov.scot>
Subject: RE: Application for a Decision of the Scottish Information Commissioner - MiCase ref: 202100140936 / 164143 - action required by 22/07/21

Hi [redacted],

I've made some more changes in eRDM. Happy to discuss.

Best wishes,

[redacted]

Document 23

From: [redacted]gov.scot

Sent: 26 July 2021 18:07

To: [redacted]@itspublicknowledge.info

Cc: [redacted]gov.scot; [redacted]gov.scot; [redacted]gov.scot

Subject: RE: Application for a Decision of the Scottish Information Commissioner. Our ref: 202100457

Dear [redacted]

With reference to your emails below, thank you for agreeing an extension to your deadline. I have now attached our submissions, on behalf of Scottish Ministers in relation to this case, along with supporting documents.

I hope this is sufficient to allow you to conclude your investigation, but if you require anything further please let me know.

Kind regards
[redacted]

[redacted] FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG

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From: [redacted]@itspublicknowledge.info

Sent: 16 July 2021 12:37

To: Freedom of Information <foi@gov.scot>

Subject: RE: Application for a Decision of the Scottish Information Commissioner. Our ref: 202100457

Dear [redacted],

Thank you for your email of earlier this afternoon regarding the request for submissions in [redacted] case. I understand that due to staff leave the Scottish Ministers are requesting an extension to enable them to provide a full submission to the Commissioner. I am able to provide an extension of one week until 26th July 2021 as requested.

I look forward to hearing from you.

Sincerely

[redacted]

Scottish Information Commissioner
Kinburn Castle, Doubledykes Road
St Andrews, KY16 9DS
Fax: [redacted]
Email: [redacted]@itspublicknowledge.info
Web: www.itspublicknowledge.info
Twitter [@FOIScotland](https://twitter.com/FOIScotland)



From: [redacted]@gov.scot **On Behalf Of** foi@gov.scot
Sent: 16 July 2021 12:12
To: [redacted]@itspublicknowledge.info
Cc: [redacted]@gov.scot; [redacted]@gov.scot
Subject: RE: Application for a Decision of the Scottish Information Commissioner. Our ref: 202100457

Dear [redacted],

With reference to your email below, unfortunately we are unlikely to be in a position to be able meet your deadline for providing you with our final submissions in relation to this case by close of business on Monday.

I can assure you that work is ongoing, but we have not been able to progress this case as we had hoped, which is largely due to resources within the team being limited as a result of staff leave. I would be grateful therefore if you would consider extending your deadline by a week, until 26 July 2021, to allow discussions with our policy team to continue and our submission to be agreed and finalised. We will, of course, aim to provide you with an earlier response if possible.

If it would be helpful to discuss this further, please let me know.

Kind regards
[redacted]

[redacted] | FOI Adviser | Freedom of Information Unit | Scottish Government | 2W, St Andrew's House | Regent Road | Edinburgh | EH1 3DG |

From: [redacted]@itspublicknowledge.info
Sent: 05 July 2021 11:40
To: [redacted]@gov.scot; [redacted]@gov.scot
Cc: [redacted]@gov.scot
Subject: Application for a Decision of the Scottish Information Commissioner. Our ref: 202100457

Dear [redacted],

I write further to my colleague [redacted] email to you of 20 April 2021 in which she explained that the Scottish Information Commissioner had received a valid application for a Decision from [redacted] application has now been passed to me for investigation.

Please find attached a letter in which I introduce myself as the Investigating Officer in this case, set out the scope of the investigation and invite the Scottish Ministers to provide comments and submissions. You will see from the attached letter that I have asked for a response by 19 July 2021 please?

I look forward to hearing from you.

Sincerely
[redacted]

Freedom of Information Officer

Scottish Information Commissioner
Kinburn Castle, Doubledykes Road
St Andrews, KY16 9DS
Fax: [redacted]
Email: [redacted]@itspublicknowledge.info
Web: www.itspublicknowledge.info
Twitter [@FOIScotland](https://twitter.com/FOIScotland)



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Document 24

From: [redacted]gov.scot

Sent: 17 February 2022 15:20

To: [redacted]gov.scot

Subject: RE: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 28/04/21

Thanks [redacted]

I have checked OSIC's [current applications](#) and this one is showing as 'Decision submitted for first level approval' which I think means the investigating officer has drafted the decision and has submitted it to the head of enforcement for approval – I suspect it won't be too much longer before we get this one back.

[redacted] | FOI Manager | Freedom of Information Unit | Scottish Government | 2W | St Andrews House | Regent Road | Edinburgh | EH1 3DG

I am currently working from home due to the COVID-19 restrictions - please contact me via email or Skype for business.

From: [redacted]gov.scot

Sent: 17 February 2022 12:17

To: [redacted]gov.scot

Subject: FW: Notification of a new application for a decision by the Scottish Information Commissioner - 202100457 - FOI/Micase ref 202100140936/164143 - action required by 28/04/21

It was this one. I've looked on the Commissioner's website and can't see a decision there, just interested where it had got to if we knew.