



Freedom of Information Policy

2021 - 2024

Mr Brooke

Date Approved	22 nd October 2021
Review Date	October 2024
Approved by which committee	F&GP
Chair of Committee Signature	

<u>Admin use only</u>	
Location	
Website	
Learning Platform	
Policies File	
Staff room	
Headteacher's File	
Policies Log updated	





Freedom Of Information Policy

Loxdale Primary School has an obligation to publish a freedom of information statement, outlining how we will meet our duties under the Freedom of Information Act 2000 and associated regulations. The development and effective implementation of this policy fulfils that requirement. More specifically, this policy outlines:

- How the school will respond to requests from individuals for access to information held about them.
- Our procedures for the release and publication of private data and public records.
- Our procedures for providing applicants with advice and assistance throughout the duration of their requests.

It also clarifies our position regarding the appropriate limit to the costs incurred by the school in obtaining any requested information, and on charging fees for its provision.

1. Legal framework

This policy has due regard to the following legislation:

- The Data Protection Act 2018
- The General Data Protection Regulation (UKGDPR)
- The Freedom of Information Act 2000
- The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004

This policy also has due regard to guidance, including, but not limited to, the following:

- ICO 'Model publication scheme' 2020
- ICO 'Duty to provide advice and assistance (section 16)' 2020

This policy will be viewed in conjunction with the following other school policies:

- School Data Protection Policy

2. Classes of information

Information that is available under this scheme includes:

- Who we are and what we do
- What we spend and how we spend it
- What are our priorities and how we are doing
- How we make decisions
- Our policies and procedures
- Lists and registers
- The services we offer

Information is readily available on the school website. If for any reason information detailed in our publication scheme is not available, you may contact us using the details in Section 10 of this policy.

Information which will not be made available under this scheme includes:



- Information the disclosure of which is prevented by law, or exempt under the Freedom of Information Act, or is otherwise properly considered to be protected from disclosure.
- Information in draft form.
- Information that is no longer readily available as it is contained in files that have been placed in archive storage or is difficult to access for similar reasons.

3. Accepting requests for information

The school will only accept a request for information which meets all of the following criteria:

- It is in writing.
- It states the name of the applicant and an address for correspondence.
- It describes the information requested.

A request will be treated as made in writing if it meets all of the following requirements:

- It is transmitted by electronic means.
- It is received in legible form.
- It is capable of being used for subsequent reference.

The school will publish details of its procedures for dealing with requests for information on the website, which includes:

- A contact address and email address.
- A telephone numbers.
- A named individual to assist applicants with their requests.

4. General right of access to information held by the school

Provided that the request complies with section 3 of this policy, the school will, no later than 20 working days from receipt of the request, comply with its duty to:

- Confirm or deny to any person making a request for information to the school, whether it holds information of the description specified in the request.
- Provide the documentation if the school confirms that it holds the requested information.

The school will not comply with section 3 of this policy where:

- The school reasonably requires further information to meet a freedom of information request, has informed the applicant of this requirement, but was not subsequently supplied with that further information.
- The information is no longer readily available as it is contained in files that have been placed in archive storage or is difficult to access for similar reasons.
- A request for information is exempt under section 2 of the Freedom of Information Act 2000.
- The cost of providing the information exceeds the appropriate limit.
- The request is vexatious.
- The request is a repeated request from the same person made within 60 consecutive working days of the initial one.
- A fee notice was not honored.



5. Exemptions

Where information is, or is thought to be, exempt as defined in Part II of the FOI Act, the school will, within 20 working days, give notice to the applicant which:

- States that an exemption applies.
- Specifies the exemption in question.

6. Format

The information provided to the applicant will be in the format that they have requested, where possible.

Where it is not possible to provide the information in the requested format, the school will assist the applicant by discussing alternative formats in which it can be provided.

The information provided will also be in the language in which it is held, or another language that is legally required. If the school is required to translate any information, it will do so.

If, under relevant disability and discrimination regulations, the school is legally obliged to provide the information in other forms and formats, it will do so.

7. The appropriate limit

The school will not comply with any freedom of information request that exceeds the statutorily imposed appropriate limit of £450.

When determining whether the cost of complying with a freedom of information request is within the appropriate limit, the school will take account only of the costs we reasonably expect to incur in relation to:

- Determining whether it holds the information.
- Locating the information, or a document which may contain the information.
- Retrieving the information, or a document which may contain the information.
- Extracting the information from a document containing it.
- Costs related to the time spent by any person undertaking any of the activities outlined in section 4 of this policy on behalf of the school, are to be estimated at a rate of £25 per person per hour.

Where multiple requests for information are made to the school within 60 consecutive working days of each other, either by a single person or by different persons who appear to be acting in concert, the estimated cost of complying with any of the requests is to be taken to be the total costs to the school of complying with all of them.

8. How to request information

Freedom Of Information requests must be made in writing, this includes email.

Postal addresses and email contact details are published on our school website under the Contact Us section.

When submitting a request, please ensure that the envelope, or subject line of an email is clearly marked "FREEDOM OF INFORMATION REQUEST".

Documents can be translated under disability legislation into accessible formats where possible.



9. Charges

Some documents published in accordance with this scheme are free to view on the relevant school website. Single paper copies are also available on request, but a charge may be applied where requests require multiple copies of documents or, where information is available in an electronic form.

The school may, within 20 working days, give an applicant who has requested information from the school, a written notice stating that a fee is to be charged for the school's compliance.

Charges may be made for disbursements, such as the following:

- Photocopying.
- Postage and packaging.
- Costs directly incurred as a result of viewing information.

Fees charged will not exceed the total cost to the school of:

- Informing the person making the request whether we hold the information.
- Communicating the information to the person making the request.

Where a fee is to be charged, the school will not comply with section 3 of this policy unless the requested fee is paid within a period of three months, beginning with the day on which the fees notice is given to the applicant.

When calculating the 20th working day in which to respond to a freedom of information request, the period beginning the day on which the fee notice is given to the applicant and ending with the day on which the fee is received, will be disregarded.

10. Feedback

We welcome any comments or suggestions you may have regarding this scheme. Please contact us :

Via email: DPO@loxdaleprimaryschool.co.uk

or by writing to Loxdale Primary School, Dudley Street, West Midlands, WV14 0AU.

Please address letters: **For the attention of the Data Protection Officer**



11. Publication Scheme

Information published	How the information can be obtained
<p>School session times and term dates Details of school session times and dates of school terms and holidays. *These may vary due to current covid 19 pandemic*</p>	Website/ Electronic or Hardcopy
<p>Location and contact information The address, telephone number, email address and website for the school together with the names of key personnel.</p>	Website/ Electronic or Hardcopy
<p>School prospectus and curriculum</p> <ul style="list-style-type: none"> • The contents of the school prospectus • An outline of the school curriculum 	Website/ Electronic or Hardcopy
<p>Instrument of Government The instrument of government sets out the decision-making processes of the school and its governance structure</p>	Website/ Electronic or Hardcopy
<p>What we spend and how we spend it Financial information about projected and actual income and expenditure, procurement, contracts and financial audit.</p> <ul style="list-style-type: none"> • Financial statements • Capital funding (obtained via LA/DFE) • Financial audit reports 	Available on request
<p>Procurement and contracts Details of procedures used for the acquisition of goods and services. Summary details of contracts that have gone through a formal tendering process</p>	Website/ Electronic or Hardcopy
<p>Pay policy The statement of the school's policy and procedures regarding teachers' pay.</p>	Hardcopy
<p>Staff expenses Details of the allowances and expenses that can be incurred or claimed.</p> <ul style="list-style-type: none"> • Staff pay and grading structures (national pay scales applied) • Governors' allowances <p>Details of expenses that can be incurred or claimed, and a record of total payments made to individual governors.</p>	available upon request

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<p>What our priorities are and how we are doing Strategies and plans, performance indicators, audits, inspections and reviews.</p> <ul style="list-style-type: none"> • Performance data supplied to the government • Latest Ofsted report <p>Performance management information</p> <ul style="list-style-type: none"> • Performance management policy and procedures adopted by the governing body. • The school's future plans • Safeguarding and child protection 	Website
<p>How we make decisions Decision-making processes and records of decisions.</p> <ul style="list-style-type: none"> • Admissions policy / decisions • Minutes of meetings of the Governing Board 	Website / Electronic or Hardcopy
<p>Our policies and procedures Current written protocols, policies and procedures for delivering our services and responsibilities.</p> <ul style="list-style-type: none"> • School policies and other documents • Records management and personal data policies • Equality and diversity • Policies and procedures for the recruitment of staff • Charging regimes and policies 	Website
<p>Lists and registers</p> <ul style="list-style-type: none"> • Curriculum circulars and statutory instruments • Asset register • Any information the school is currently legally required to hold in publicly available registers 	Available on request
<p>The services we offer Information about the services the school provides including leaflets, guidance and newsletters.</p>	Website

Monitoring and review

This policy is monitored by the Governing Board, and will be reviewed annually.

Signed:

Date:



