



# **BREWSTER AVENUE INFANT AND NURSERY SCHOOL**

## **FREEDOM OF INFORMATION POLICY**

This policy was ratified by the Policies Committee on: 28<sup>th</sup> January 2022

Date for review (this policy will be reviewed every two years): Spring 2024

## **Background**

Brewster Avenue Infant and Nursery School is committed to complying with and implementing the provisions of the Freedom of Information Act (2000) and related legislation. This provides a general entitlement to any person to be able to access information held by school, subject to exemptions and conditions laid down by law.

## **Scope**

This policy applies to all information held by Brewster Avenue Infant School regardless of how it was created or received. It applies irrespective of the media on which the information is stored and whether the information is recorded on paper or held electronically. The Act's powers are fully retrospective and thus information is accessible no matter how old it may be. Similarly, information in draft form will also be accessible under the Act.

It should be noted that access to personal information (that is information from which a living individual can be identified) is governed under the Data Protection Act 2018. Requests for access to such information will be governed in line with the requirements of this legislation.

## **Dealing with Requests**

Brewster Avenue Infant School will offer advice and assistance to anybody wishing to make a request for information. We are committed to dealing with requests within statutory guidelines, which means that a response will be made no more than 20 school days from the date of request and more speedily if possible. This will be extended in specific circumstances on legal advice in connection with the public interest test. However, school is committed to providing a prompt service and every attempt will be made to provide the information earlier than the expiry of the 20 school day period. Repeated or vexatious requests for information will be refused. School will claim exemptions as appropriate whilst maintaining a commitment to openness, scrutiny and the public interest.

Any request in writing will be considered a Freedom of Information request including those received by email. There is no need for requests to indicate that they are made under the Act and all requests will be dealt with under this policy. School reserves the right to refuse requests where the cost of locating, retrieving and editing (where necessary) the information would exceed the statutory maximum (currently £450).

Brewster Avenue Infant School recognises that requests for environmental information may be made over the telephone and that different exemptions apply.

## **Relationship with the Data Protection Act 2018**

Brewster Avenue Infant School is under a legal duty to protect personal data under the Data Protection Act 2018. We will carefully consider our responsibilities under this Act before releasing personal information about living individuals, including current and former employees and pupils.

## **Responsibilities**

Brewster Avenue Infant School has a responsibility to make information available in accordance with the Freedom of Information Act. Responsibility for compliance with this and related policies will rest with the Governing Body who will delegate those responsibilities to the Head Teacher. Complaints regarding the use of this policy should be directed to the Governing Body.

All school staff have a responsibility to ensure that any request for information they receive is dealt with under the Act and in compliance with this policy. They are also responsible for good information handling practice and for implementing records management policies and procedures as appropriate to their post.

## **Contact Details**

For advice and assistance please contact the Headteacher on 01733 565092 or make an appointment at the school office.

Further advice and information about the Freedom of Information Act, including full details of exemptions and advice on the public interest test, is available from the Information Commissioner's website at [www.informationcommissioner.gov.uk](http://www.informationcommissioner.gov.uk)