

- 2.3 Of the 483, 4 requests exceeded the 20-working day period statutory time, making the percentage responded to within the statutory time limit, 99.2%. 1 was 21 working days; and another took 30 working days. All requests dealt with outside the statutory time limit were due to absences of the relevant staff collating the data.
- 2.4 There were 4 Information Commissioner's Office (ICO) cases closed during Quarters 1 and 2.

2.5 **Table of outcomes below:**

Decision Date	Outcome	Lessons
22 May 2025	Not Upheld	Ensure all relevant regulations are cited in responses, that responses are provided to ensure EIR/FOI compliance regardless of MDDC's position
01 Jul 2025	Not Upheld – out of time	
7 Jul 2025	Upheld	All information provided, excepting names which the ICO ordered should disclosed. Be mindful of risk for data subject complaints.
18 Aug 2025	Withdrawn	Actual time to collate 38hrs – 1 working week. Subsequently data was provided.

3.0 Future developments

- 3.1 The [new disclosure log](#) was published on 1st July 2025. It is available in conjunction with the old disclosure logs which will be removed as the retention period for requests expire.
- 3.2 Work continues to build the publication scheme and ensuring the final parts of the transparency code data are suitable for publication.
- 3.3 A Member briefing on FOI/EIR is being prepared. Democratic Services will shortly be circulating the date. All Members are encouraged to attend.

Financial Implications: FOI/EIR misconduct can lead to a fine under Section 77 FOI Act 2000 or Regulation 19 of the Environmental Information Regulations. These are only in specific circumstances.

Legal Implications: Failure to process or apply regulatory frameworks on a wide scale may lead to enforcement action by the ICO. Specific misconduct may lead to criminal enforcement under Section 77/Regulation 19 above.

Risk Assessment: Failure to process or apply regulatory requirements under EIR/FOI may well lead to enforcement action and may result in reputational damage and operational impact.

Impact on Climate Change – This report and the activities documented within have no impact on our climate agenda

Equalities Impact Assessment – Freedom of Information requests are considered independently of the requester, and the data requested rarely relates to individuals. While FOI requests are required to be in writing, the council facilitates verbal requests and provides responses in a variety of formats where necessary.

Relationship to Corporate Plan - Community, People and Equalities – Involving and Engaging our Communities.

Section 3 – Statutory Officer sign-off/mandatory checks

Statutory Officer: Andrew Jarrett
Agreed by or on behalf of the Section 151 Officer
Date: 7.10.25

Statutory Officer: Maria de Leburne
Agreed on behalf of the Monitoring Officer
Date: 7.10.25

Chief Officer: Stephen Walford
Agreed by or on behalf of the Chief Executive/Corporate Director
Date: 7.10.25

Performance and risk: Steve Carr
Agreed on behalf of the Corporate Performance & Improvement Manager
Date: 03 October 2025

Cabinet member notified: Yes

Report: Exclusion of the press and public from this item of business on the published agenda on the grounds that it involves the likely disclosure of exempt information. No

Appendix: Exclusion of the press and public from this item of business on the published agenda on the grounds that it involves the likely disclosure of exempt information. No

Section 4 - Contact Details and Background Papers

Contact: Lisa Lewis, Head of Digital Transformation & Customer Engagement
Email: llewis@middevon.gov.uk
Telephone: 01884 234981

Background papers: Appendix 1 – Quarters 1&2 2025/26 FOI/EIR Performance Dashboard