

## TABLE 2 – FOI EXEMPTIONS 2019-20 to 2022-23

### Number of FOI exemptions & EIR Exceptions used 2019/20 to 2022/23\*

All Requests	Q1	Q2	Q3	Q4	Total
2019-20	16	22	23	7	68
2020-21	8	12	11	5	36
2021-22	8	7	8	11	34
2022-23*	8	7	14		29
<b>TOTAL</b>	<b>40</b>	<b>48</b>	<b>56</b>	<b>23</b>	<b>167</b>

#### \*to December 2022

- Since the creation of the Council, 167 requests have been fully or partly refused with the use of exemptions from the Freedom of Information Act or exceptions from the Environmental Information Regulations
- The use of these have reduced over the years shown and so far in the current financial year they have been used 29 times.
- Information for quarter 4 2022-23 (Jan-Mar 2023) has not been collated as the period is not yet complete and some requests will still be in the process of being responded to.

### Description of FOI exemptions used July 2021 – December 2022

(comparing the previous 6 financial quarters from October to December 2022)

Exemption	Q2 Jul- Sep 2021	Q3 Oct-Dec 2021	Q4 Jan-Mar 2022	Q1 Apr-Jun 2022	Q2 Jul-Sep 2022	Q3 Oct-Dec 2022	Total
S21	1			3	1	2	7
S22	1		1	2		1	5
S30		1					1
S31			1	1	1		3
S40	3	1	7		2	9	22
S43		5		1		1	7
S21 & S22	1						1
S22 & S43	1						1
S31 & S40					2	1	3
S40 & S43		1	2				3
S41 & S42					1		1
Reg 12(5)(b) & 12(5)(f)				1			1
<b>TOTAL</b>	<b>7</b>	<b>8</b>	<b>11</b>	<b>8</b>	<b>7</b>	<b>14</b>	<b>55</b>

#### Key to exemptions

Section 21 - Information accessible by other means (already published)

Section 22 - Information intended for future publication

Section 30 - Public authority investigations/proceedings

Section 31/ Reg 12(5)(b) - Law enforcement

Section 40 - Personal Information

Section 41/ Reg 12(5)(f) - Information provided in confidence

Section 42 - Legal professional privilege

Section 43 - Commercial interests

- The use of exemptions has remained constant over the last 6 quarters with slight increases in usage between January & March 2022 and October & December 2022.
- Exemptions which have been used to with-hold information the most in the last 6 financial quarters have been those covering personal information, information which is already published and information intended for publishing.
- 2 EIR exceptions have been used in reply to a request in quarter 1 2022 where information concerning law enforcement and that provided to the Council in confidence was with-held.