

CITY OF
WOLVERHAMPTON
COUNCIL

Response to Request for Information

Reference FOI 002652
Date 10 August 2018

Highways and Transportation Team Structure Chart

Request:

I'm interested in gaining a better understanding of how your Highways & Transport team(s) is/are structured - could you please provide me with a current organisation chart for this division, including the names of the individuals within each post?

In response to your above question, please see attached structures for our City Transport Team and Parking Services Team that come under Highways and Transportation.

In respect of disclosing names of individuals within each post, we have provided you with the name of the Head of City Transport as this information is in the public domain.

With reference to the names of the remaining post holders, this part of the request for information has now been considered and the City of Wolverhampton Council is not obliged to supply the information you requested for the reasons set out below.

Section 17 of the Freedom of Information Act 2000 requires City of Wolverhampton Council, when refusing to provide such information (because the information is exempt) to provide you, the applicant with a notice which:

- (a) states the fact,
- (b) specifies the exemption in question and
- (c) states (if that would not otherwise be apparent) why the exemption applies:

In relation to this particular part of your request, the following exemption applies:

We can confirm that the Council holds information falling within the description specified in your request. However, Section 40(2)(3) of the Freedom of Information Act 2000 allows a public authority to refuse a request if it asks for information 'other than that of the requester' and where disclosure would breach the data protection principles contained in Chapter 2 - Section 34 of the Data Protection Act 2018.

The Council considers that to reveal this information would breach DPA principles notably– that of fair and lawful processing and - that of processing for specified and not-incompatible purposes and therefore this meets the definition for personal data set out in Data Protection Act 2018 as:

34 - Overview and general duty of controller

(1) This Chapter sets out the six data protection principles as follows:

- (a) section 35(1) sets out the first data protection principle (requirement that processing be lawful and fair);
- (b) section 36(1) sets out the second data protection principle (requirement that purposes of processing be specified, explicit and legitimate);
- (c) section 37 sets out the third data protection principle (requirement that personal data be adequate, relevant and not excessive);
- (d) section 38(1) sets out the fourth data protection principle (requirement that personal data be accurate and kept up to date);
- (e) section 39(1) sets out the fifth data protection principle (requirement that personal data be kept for no longer than is necessary);
- (f) section 40 sets out the sixth data protection principle (requirement that personal data be processed in a secure manner).

Where information requested under the FOI Act includes information about identifiable individuals, public authorities must consider whether its release would breach the Data Protection Act.

To explain further, to disclose individual names made under the provisions of FOI is judged to be a disclosure to the wider world and here the Council must consider disclosure of personal information in line with the provisions of the DPA. We also consider individuals would have no reasonable expectation that their names would be disclosed and published to the world-at-large.

Any disclosure of this information would be judged in this instance to breach DPA principles, notably the first principle – Section 35 (1)(a) that of fair and lawful processing and the second principle – Section 36 (1)(b) requirement that purposes of processing be specified, explicit and legitimate.

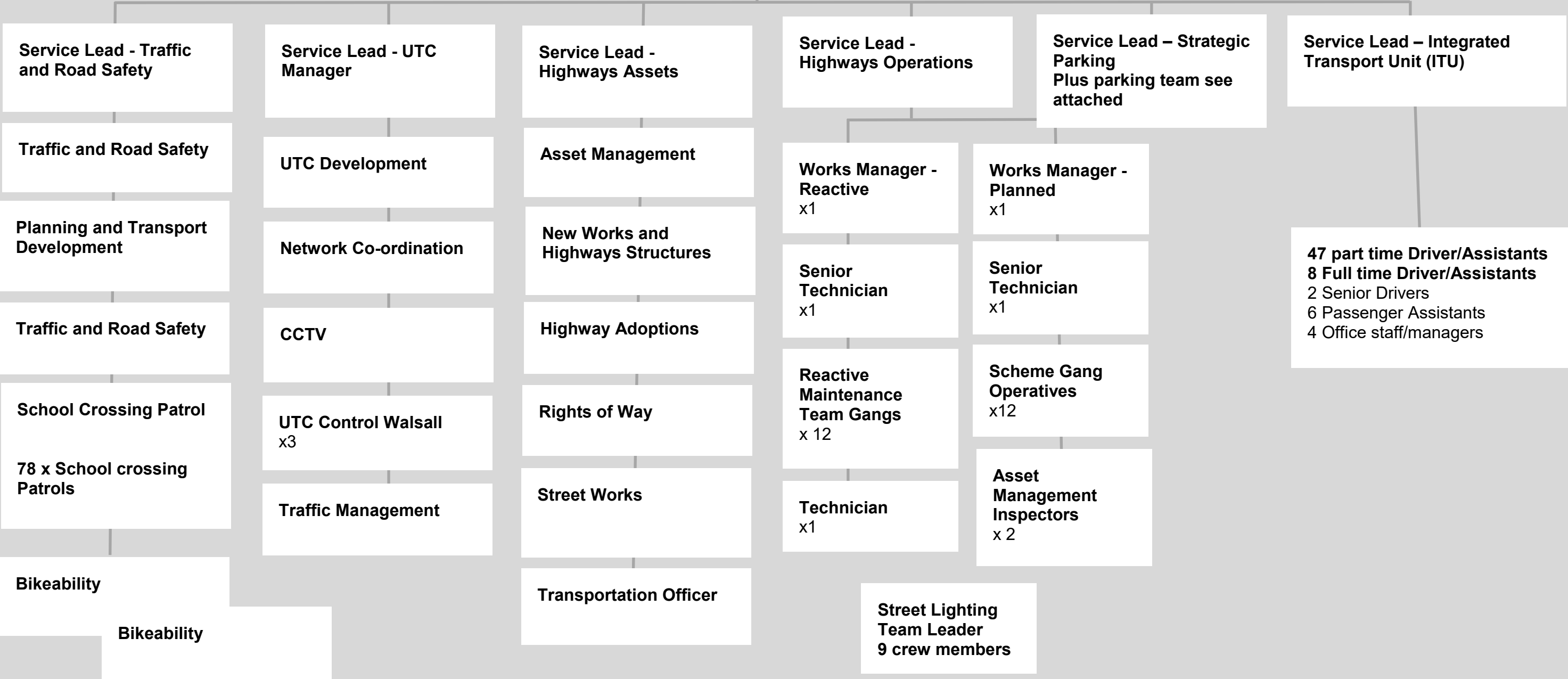
In coming to this conclusion, account has been taken of the guidance produced by the Information Commissioner's Office 'Requests for personal data about public authority employees' with specific reference to their guidance on the publication of 'Lists, directories, organisation charts'. Whilst the Council publishes the names of senior managers in accordance with the Code of recommended practice for local authorities on data transparency that does not mean there is a requirement to publish the names of all post holders.

Sensitivity: NOT PROTECTIVELY MARKED

[NOT PROTECTIVELY MARKED]

Details will therefore not be provided in this instance in the context of this specific request for post holders that do not occupy senior positions.

Head of City Transport
John Roseblade



**Parking Services Structure
June 2017**

**FTE = 44
Employees = 22**

