

Freedom of Information Act 2000 (FOIA)

Decision notice

Date: 2 November 2017

Public Authority: City of Bradford Metropolitan District Council
Address: City Hall
Bradford
BD1 1HY

Decision (including any steps ordered)

1. The complainant has requested the name of a type of software being used. The City of Bradford Metropolitan District Council (the council) provided the information but the complainant was not satisfied with the time it took the council to respond to the request.
2. The Commissioner's decision is that the council breached section 10(1) of the FOIA as it responded to the request outside the required 20 working days of the FOIA.
3. As the council has now responded to the request, the Commissioner does not require it to take any steps.

Request and response

4. On 22 March 2017, the complainant made the following request for information:

"Please provide the name of the software used to track correspondence and complaints within Bradford Council."

5. The council responded on the 27 April 2017. On the same day the complainant requested the council to conduct an internal review due to the time it took to respond to the request.
6. The council provided its internal review on the 28 April 2017 apologising for the delay in providing the response to the request.

Scope of the case

7. The complainant contacted the Commissioner stating that he is not satisfied with the reasoning given for the delay in responding to the request.
8. The Commissioner considers the scope of the request is to determine whether the council breached section 10(1) of the FOIA due to the time it took to response to the request.

Reasons for decision

Section 10(1) of the FOIA

9. Section 10(1) of the FOIA states that a public authority must respond to a request for information in accordance with section 1(1) of the FOIA within 20 working days following receipt of the request.
10. In this case, the complaint made his request on 22 March 2017 and the council did not provide its response until the 27 April 2017.
11. Taking into account the public holidays, the council took 23 working days to respond to this request and therefore the Commissioner finds that the council breached section 10(1) of the FOIA.
12. As the council has now responded to the request, the Commissioner does not require it to take any steps.

Right of appeal

13. Either party has the right to appeal against this decision notice to the First-tier Tribunal (Information Rights). Information about the appeals process may be obtained from:

First-tier Tribunal (Information Rights)
GRC & GRP Tribunals,
PO Box 9300,
LEICESTER,
LE1 8DJ

Tel: 0300 1234504

Fax: 0870 739 5836

Email: GRC@hmcts.gsi.gov.uk

Website: www.justice.gov.uk/tribunals/general-regulatory-chamber

14. If you wish to appeal against a decision notice, you can obtain information on how to appeal along with the relevant forms from the Information Tribunal website.
15. Any Notice of Appeal should be served on the Tribunal within 28 (calendar) days of the date on which this decision notice is sent.

Signed

Andrew White
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Wycliffe House
Water Lane
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Cheshire
SK9 5AF