

Freedom of Information Act 2000 (FOIA)

Decision notice

Date: 27 July 2023

Public Authority: British Broadcasting Corporation

Address: Broadcasting House
Portland Place
London
W1A 1AA

Decision (including any steps ordered)

1. The complainant requested information from the British Broadcasting Corporation (the BBC) about the minutes of meetings that the BBC participate in regarding the new regulator for the creative industries.
2. The Commissioner's decision is that the BBC breached section 10(1) of FOIA by failing to provide a valid response to the request within the statutory time frame of 20 working days. No steps are required.

Request and response

3. On 3 March 2023, the complainant made the following request for information:

"Please forward to me all minutes, readouts, recordings, transcripts – whatever is the most detailed – of all meetings in which the BBC partook, regarding the new regulator the creative industries"
4. The BBC responded to the request for information on 9 June 2023.

Reasons for decision

5. Section 1(1) of FOIA states that:

"Any person making a request for information to a public authority is entitled –

(a) to be informed in writing by the public authority whether it holds information of the description specified in the request, and

(b) if that is the case, to have that information communicated to him.”

6. Section 10(1) of FOIA states that a public authority must respond to a request promptly and “not later than the twentieth working day following the date of receipt”.
7. From the evidence provided to the Commissioner in this case, it is clear that the BBC did not deal with the request for information in accordance with FOIA. The Commissioner finds that the BBC has breached section 10(1) by failing to respond to the request within 20 working days.

Right of appeal

8. 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: 0203 936 8963

Fax: 0870 739 5836

Email: grc@justice.gov.uk

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

9. 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.
10. 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

Michael Lea
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Wycliffe House
Water Lane
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Cheshire
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