



40/42 Friars Walk
Lewes
East Sussex
BN7 2XW

foi@secamb.nhs.uk

28th July 2016

Dear

I am writing in response to your enquiry under the Freedom of Information Act 2000 (FOIA) reference FOI/16/07/18. Your letter was forwarded to me by our colleagues at Worthing Ambulance Station.

You requested the following information:

I request details of ambulance callouts for the past twelve months in respect of Flat 34, Chapman Court, Littlehampton Road, Worthing.

I also ask if you would confirm that a 'warning' code has been issued for staff attending to ensure ambulance staff are aware of a possible conflict on arrival.

This request is on behalf of several tenants here at Chapman Court who are aware that there are many callouts that the service receives that turn out to be malicious and false, the latest being on Sunday 10th July when ambulance and police attended three times in less than four hours.

We cannot provide the requested information on the grounds of the exemption contained within s40(2) of the Freedom of Information Act (FOIA) 2000 – Personal Information.

Section 40(2) states:

Any information to which a request for information relates is also exempt information if-

- (a) it constitutes personal data which do not fall within subsection (1)*, and
- (b) either the first or the second condition below is satisfied.

(3) The first condition is –

(a) in a case where the information falls within any of the paragraphs (a) to (d) of the definition of 'data' in section 1(1) of the Data Protection Act 1998, that the disclosure of the information to a member of the public otherwise than under this Act would contravene-

(i) any of the data protection principles, or
(ii) section 10 of that Act (right to prevent processing likely to cause damage or distress), and

(b) in any other case, that the disclosure of the information to a member of the public otherwise than under this Act would contravene any of the data protection principles if the exemptions in section 33A(1) of the Data Protection Act 1998 (which relate to manual data held by public authorities) were disregarded.

(4) The second condition is that by virtue of any provision of Part IV of the Data Protection Act 1998 the information is exempt from section 7(1)(c) of that Act (data subject's right of access to personal data).

* subsection (1) states: Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject.

Section 7(4) of the Data Protection Act 1998 states:

Where a data controller cannot comply with the request without disclosing information relating to another individual who can be identified from that information, he is not obliged to comply with the request unless—

(a) the other individual has consented to the disclosure of the information to the person making the request, or

(b) it is reasonable in all the circumstances to comply with the request without the consent of the other individual.

We cannot provide the requested information as we do not have the consent from the individual/s involved.

If you feel that there are general concerns for the area, we would suggest that you contact the Community Safety Partnership within your area.

I am sorry that I cannot be more helpful on this occasion.

If, for whatever reason you are unhappy with our response, you are entitled to pursue any dissatisfaction through South East Coast Ambulance NHS Foundation Trust's (SECAmb) Internal Review Procedure at:

South East Coast Ambulance Service NHS Foundation Trust
40-42 Friars Walk
Lewes
East Sussex
BN7 2XW

Email:complaints@secamb.nhs.uk

Should you remain unhappy with the outcome of any such internal review , you may request a decision from the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

If I can be of further assistance to you, please do not hesitate to contact me, quoting the above reference number.

Yours sincerely

Freedom of Information Coordinator
South East Coast Ambulance Service NHS Foundation Trust