

Start of new case

- Q1 Does the draft guidance cover the relevant issues about the right of access?
- ☒ Yes
- ☐ No
- ☐ Unsure / don't know
- If no or unsure/don't know, what other issues would you like to be covered in it?

- Q2 Does the draft guidance contain the right level of detail?

- ☐ Yes
- ☒ No
- ☐ Unsure / don't know

If no or unsure/don't know, in what areas should there be more detail within the draft guidance?

Generally the draft guidance contains a lot of detail, but there are a couple of areas where it falls short. For example, in the section where it refers to an individual not having mental capacity to act, it states "it is reasonable to assume that an attorney with authority to manage the property and affairs of an individual has the appropriate authority to make a SAR on their behalf"; does that mean that an individual who has been given power of attorney to manage property and affairs could make a SAR for all information regarding that individual, whether or not it falls within the scope of their powers (if an individual has authority to manage property and affairs I would expect any SAR to be limited to information regarding property and affairs and nothing broader). This seems to overreach the power that has been granted to them and could allow the attorney access - via the back door - to information which should be kept confidential. Further clarification is required on this.

Q3 Does the draft guidance contain enough examples?

☐ Yes

☒ No

☐ Unsure / don't know

If no or unsure/don't know, please provide any examples that think should be included in the draft guidance.

More examples in relation to the exemptions would be useful, in particular in relation to the "management information" and "negotiations" exemptions. For example, if management is making a decision about how to respond and deal with a dispute with an employee or a customer, presumably this would be caught (until the dispute has been resolved) but, if the request is made after the dispute the information would be disclosable.

Q4 We have found that data protection professionals often struggle with applying and defining 'manifestly unfounded or excessive' subject access requests. We would like to include a wide range of examples from a variety of sectors to help you. Please provide some examples of manifestly unfounded and excessive requests below (if applicable).

An individual that has a grievance with a club makes a subject access request. The club responds to the request and withholds/redacts third party personal data. The individual, unhappy that information has been redacted or withheld, makes a number of other subject access requests, all of which cover the same information that has already been provided. The club responds that it has already responded to the request as best it can and that any further requests for the same information will be refused on the grounds that it is excessive.

Q5 On a scale of 1-5 how useful is the draft guidance?

1 - Not at all useful	2 – Slightly useful	3 – Moderately useful	4 – Very useful	5 – Extremely useful
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

Q6 Why have you given this score?

Useful examples from a practical point of view.

Q7 To what extent do you agree that the draft guidance is clear and easy to understand?

Strongly disagree	Disagree	Neither agree nor disagree	Agree	Strongly agree
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

Q8 Please provide any further comments or suggestions you may have about the draft guidance.

No further comments

- Q9 Are you answering as:
- ☐ An individual acting in a private capacity (eg someone providing their views as a member of the public)
  - ☒ An individual acting in a professional capacity
  - ☐ On behalf of an organisation
  - ☐ Other

Please specify the name of your organisation:

Rollits

- Q10 How did you find out about this survey?

- ☐ ICO Twitter account
- ☐ ICO Facebook account
- ☐ ICO LinkedIn account
- ☒ ICO website
- ☐ ICO newsletter
- ☐ ICO staff member
- ☐ Colleague
- ☐ Personal/work Twitter account
- ☐ Personal/work Facebook account
- ☐ Personal/work LinkedIn account
- ☐ Other

Thank you for taking the time to complete the survey