

Disclosure Log - Criteria

Legislative Background

Section 19 of the [Freedom of Information Act 2000](#) lays out requirements in relation to publication schemes. The [ICO's publication scheme](#) on our website lists the information that we routinely publish. One of our commitments is to maintain a public log of anonymised disclosures we make in response to FOI and EIR requests.

Criteria for Entry on the Log

We now require that all FOI and EIR responses and internal review responses are posted on the Disclosure Log (DL), apart from when there is a specific reason they are not suitable to be put in the public domain. This is in line with the ICO's commitment to transparency under ICO25, and the expectation from ICO customers and stakeholders that we will publish all suitable responses.

Not only does this include responses where we have disclosed information, but also 'no information held' responses, section 12 responses, and those where all information has been withheld under exemptions.

Cases where disclosure would not be appropriate would include section 14 responses where we have discussed the requester's prior dealings with us and feel they may be identifiable, or requests which discuss matters very personal to the requester from which we feel they may be identifiable.

It remains the case that all SAR and hybrid responses to requests for information are *not* suitable for the DL, due to the personal data implications.

Internal Review Responses

If a response published on the Disclosure Log is subject to an internal review, the review response should also be added to the Disclosure Log, attached to the same web page as the original response. As above, this is subject to no identifiable information about the requester being disclosed.

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