

9 May 2025

IC-383710-C2F9

Request

You asked us for details about a personal data breach reported to the ICO by Durrington Multi Academy Trust.

We received your request on 24 April 2025.

We have handled your request under the Freedom of Information Act 2000 (the FOIA).

Our response

We confirm that we hold information in scope of your request. The ICO received a personal data breach report that matches your description on 14 March 2025. The ICO reviewed the report and provided an outcome decision on 18 March 2025. Advice was provided and the case was closed.

We have considered whether we can provide you with a copy of the breach report provided to us by the Trust, or confirm some of the details that you have requested. After careful consideration we are unable to disclose a copy of the report, or provide any further details about the information that they shared with us as the information is exempt from disclosure.

The information that the data controller has shared with us is exempt by virtue of section 44 (prohibitions on disclosure) of the FOIA.

Section 44(1)(a) of the FOIA states:

"(1) Information is exempt information if its disclosure (otherwise than under this Act) by the public authority holding it is prohibited by or under any enactment."

In this case, the Data Protection Act 2018, part 5, section 132 prohibits the disclosure of confidential information that:

"(a) has been obtained by, or provided to, the Commissioner in the course of, or for the purposes of, the discharging of the Commissioner's functions,

(b) relates to an identified or identifiable individual or business, and

(c) is not available to the public from other sources at the time of the disclosure and has not previously been available to the public from other sources, unless the disclosure is made with lawful authority."

Section 132(3) imposes a criminal liability on the Commissioner and his staff not to disclose information relating to an identifiable individual or business for the purposes of carrying out our regulatory functions, unless we have the lawful authority to do so, or it has been made public from another source. We do not have lawful authority to disclose the information which has been provided to us in confidence in our capacity as a regulatory authority and details about the breach report is therefore withheld from disclosure.

This concludes our response to your request.

Next steps

You can ask us to review our response. Please let us know in writing if you want us to carry out a review. Please do so within 40 working days.

You can read a copy of our full [review procedure](#) on our website.

If we perform a review but you are still dissatisfied, you can complain to the ICO as regulator of the FOIA. This complaint will be handled just like a complaint made to the ICO about any other public authority.

You can [raise a complaint](#) through our website.

Your information

Our [privacy notice](#) explains what we do with the personal data you provide to us, and sets out [your rights](#). Our [Retention and Disposal Policy](#) details how long we keep information.

Yours sincerely,



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