

[REDACTED]

From: [REDACTED]
Sent: 20 January 2020 16:57
To: SARguidance
Subject: Right of access draft guidance

External: This email originated outside the ICO.
Dear Sir or Madam,

In the main I think the document is good. It would nice to see some further advice on consent from third parties mainly children. At present we check the age of the child and if they have a current social worker we ensure any SAR made in respect of their data is discussed with them, made clear and their consent sought if the worker is confident they are mentally mature enough to understand the request. However, if there is no current worker or they have never been known to social care how can we ensure the child's views are taken into consideration.

We do currently notify the requester that in order to proceed with their request we will need to seek consent of the child (over 12 as a guide).

However, this is not a straight forward process –

we cannot ask/insist on ID as we would for an adult as they might not have any ID, (if an adult has no photo ID we would seek bank statements or utility bills etc.) a child would not have this either, we cannot call them in for a meeting as no doubt a parent/requester would come with them or they would not come at all, we cannot visit them, for the same reasons as above, when we write to them we have no way of knowing whether they actually see the letter themselves or have it explained to them, we have no way of verifying their signature so it could have been falsified,

Do you have any suggestions on how this can be resolved – if something old be added to this document that would be useful, thanks.

Kind regards

[REDACTED] HR, OD & Transformation
thurrock.gov.uk | t [REDACTED] ext: [REDACTED] | Mob: [REDACTED]
Thurrock Council, Civic Offices, New Road, Grays, Essex RM17 6SL

An ambitious and collaborative community which is proud of its heritage and excited by its diverse opportunities and future



Disclaimer

The information in this e-mail and any attachment(s) are intended to be confidential and may be legally privileged. Access to and use of its content by anyone else other than the addressee(s) may be unlawful and will not be recognised by Thurrock Council for business purposes. If you have received this message by mistake, please notify the sender immediately, delete it and do not copy it to anyone else. Thurrock Council cannot accept any responsibility for the accuracy or completeness of this message as it has been transmitted over a public network.

Any opinions expressed in this document are those of the author and do not necessarily reflect the opinions of Thurrock Council.

Any attachment(s) to this message has been checked for viruses, but please rely on your own virus checker and procedures.

Senders and recipients of e-mail should be aware that under the UK Data Protection and Freedom of Information legislation these contents may have to be disclosed in response to a request.

All e-mail sent to or from this address will be processed by Thurrock Council's corporate e-mail system and may be subject to scrutiny by someone other than the addressee.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).