

Date: Tuesday, 31st January 2023
Our Ref: MB/CM FOI 5516

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Re: Freedom of Information Request FOI 5516

We are writing in response to your request submitted under the Freedom of Information Act, received in this office on 05th January 2023.

Your request was as follows:

I am looking for some assistance with your organisation's Spend/Transparency data, available on the following weblink:

<https://www.thewaltoncentre.nhs.uk/about-us/finance.htm>

There appears to be no file available for the month of October 2022. Could you advise when the file will be made available to view online? Would it be possible for you to email me a copy of the October 2022 file please & Thank you.

I can confirm that The Walton Centre NHS Foundation Trust holds the information you have requested. However, I am unable to provide you with that information as I consider that the following exemptions apply to it:

Section 22 - Information is intended for future publication:

The information you have requested is exempt from disclosure under Section 22(1) of the Freedom of Information Act (FOIA). There is a clear intention to publish the information at a future date and in line with section 22(1)(c) it is considered reasonable in all the circumstances that the information should be withheld from disclosure until the date of publication. The delay for the October and November data has been caused by staff shortages in the Finance department.

As stated above, the information you have requested will be published onto The Walton Centre Website. Please use the following link:

<https://www.thewaltoncentre.nhs.uk/about-us/finance.htm>

As a result, we believe that the information is intended for future publication and will be made accessible to you.

Public Interest Test:

To use this exception we are required to undertake a public interest test. The matters which were considered in applying the public interest test are as follows:

Factors in favour of disclosure:

- Disclosure of the information supports the general public interest in the transparency, accountability and general understanding of the delivery of public services.

Factors in favour of withholding:



- Withholding the information allows for the correct procedural sign off before public publication.

This response therefore acts as a refusal notice under section 17 of the FoIA.

Please see our response above in [blue](#).

Re-Use of Public Sector Information

All information supplied by the Trust in answering a request for information (RFI) under the Freedom of Information Act 2000 will be subject to the terms of the Re-use of Public Sector Information Regulations 2005, Statutory Instrument 2005 No. 1515 which came into effect on 1st July 2005.

Under the terms of the Regulations, the Trust will licence the re-use of any or all information supplied if being used in a form and for the purpose other than which it was originally supplied. This license for re-use will be in line with the requirements of the Regulations and the licensing terms and fees as laid down by the Office of Public Sector Information (OPSI). Most licenses will be free; however the Trust reserves the right, in certain circumstances, to charge a fee for the re-use of some information which it deems to be of commercial value.

Further information can be found at www.opsi.gov.uk where a sample license terms and fees can be found with guidance on copyright and publishing notes and a Guide to Best Practice and regulated advice and case studies, at www.opsi.gov.uk/advice/psi-regulations/index.htm

If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to the Freedom of Information Office at the address above.

Please remember to quote the reference number, FOI 5516 in any future communications.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioners Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Yours sincerely

Mike Burns

Mr. Mike Burns, Executive Lead for Freedom of Information