



FREEDOM OF INFORMATION REQUEST

Request No: AD-IG-01(2)-25-2017
Key Word: Crossgar
Subject: Incident on 05/03/2017
Request: **Date Received:** 05/03/2017
 Monitoring Date: 06/03/2017
 Date of Response: 08/03/2017

Thank you for your request for information received on 5 March 2017 and which was dealt with under the terms of the Freedom of Information Act 2000. We would also inform you that Northern Ireland Ambulance Service (NIAS) Health and Social Care Trust has now completed its search for the information and is detailed below for your attention.

SuperValu shop (Downpatrick Street) Crossgar

Question 1

Time of 999 call

Answer 1

19:29:57hours

Question 2

Time of A&E dispatch

Answer 2

19:33hours

Question 3

Time of A&E arrival

Answer 3

19:46hours

Question 4

Chief complaint from the patient

Question 5

Was the patient transferred and where to or were they left at scene?

Answer 4 and Answer 5

The Trust would confirm that it holds the information requested at Question 4 and Question 5. However, NIAS has obligations to protect the personal information of individuals under the Data Protection Act. Therefore there is an exemption on disclosure of information which we feel is personal information relating to an identifiable individual.

NIAS believes that any detailed information would be personal data as identified by Section 1(1) of the Data Protection Act as it relates to an identifiable individual. Therefore the information you requested is personal data as described in Section 40(2) of the Freedom of the Freedom of Information Act 2000.



40(2) – Any information to which a request for information relates is also exempt information if –

- (a) It constitutes personal data which does not fall within subsection (1) and,
- (b) Either the first or the second condition is satisfied below.

Having determined that the information is personal data, we then considered whether any disclosure would breach any of the data protection principles in respect of Section 40(3) detailed below:

40(3) The first condition is –

- (a) In the case where the information falls within any of the Paragraphs (a) to (d) of the definition of ‘data’ in section 1(1) of the Data Protection Act 1998, that the disclosure of the information to a member public otherwise than under this Act would contravene –
 - (i) Any of the data protection principles.

The first principle in the Data Protection Act states –

“1. Personal data shall be processed fairly and lawfully and, in particular, shall not be processed unless –

- (a) At least one of the conditions in Schedule 2 is met”

Therefore we have to consider whether it would be fair to disclose the information to the public, especially in light of the fact that the information is disclosed to the wider public and not just a specific individual. Would it be fair to on the patient in question who was treated to disclose their personal information which relates directly to them ie their medical condition we were called to attend and whether they attended Hospital and which one. We do not feel it would be fair on the patient in question to disclose their personal information. We do not feel that the individual in question would expect this information relating to them personally would be disclosed in this way and would be unfair not them to do so. Therefore by disclosing this information NIAS risks being in breach of the first principle of the Data Protection Act and therefore the exemption provided by Section 40(2) and (3) of the Freedom of Information Act is engaged.

As an absolute exemption were are not obliged to consider the public interest test.

I hope the above fully assists you. If you are dissatisfied in any way with the handling of your request, you have the right to request a review. You should do this as soon as possible, or in any case within two months of the date of issue of this letter.

Please note that, under the Re-use of Public Sector Information Regulations, if you wish to publish or otherwise use this information besides for your own means, you will need to seek our permission to do so.

In the event that you require a review to be undertaken, you can do so by writing to the Finance and ICT Director, Northern Ireland Ambulance Service (NIAS) HSC Trust, Site 30, Knockbracken Healthcare Park, Saintfield Road, Belfast, BT8 8SG.

If following an internal review, carried out by an independent decision maker, you remain dissatisfied in any way with the handling of the request, you may make a complaint under Section 50 of the Freedom of Information Act, to the Information Commissioner’s Office and ask that they investigate whether the Trust has complied with the terms of the Freedom of Information Act. You can write to the Information Commissioner at:

Website: ni@ico.org.uk
Post Information Commissioner's Office, Wycliffe House, Water Lane,
Wilmslow, CHESHIRE SK9 5AF
Telephone: 028 9027 8757 or 0303 123 1114 (Belfast based Office)

In most circumstances the Information Commissioner will not investigate a complaint unless an internal review procedure has been carried out. However the Commissioner has the option to investigate the matter at his discretion. Please be advised that NIAS replies under Freedom of Information may be released into the public domain via our website @ <http://www.niamb.co.uk>. Personal details in respect of your request will have, where applicable, been removed to protect confidentiality.

Yours sincerely

Alison Vitty

Alison Vitty (Miss)
CORPORATE MANAGER