



Derry City & Strabane
District Council
Comhairle
Chathair Dhoire &
Cheantar an tSratha Báin
Derry Cittie & Strabane
Deistrick Cooncil

Ref: FOI / 2239

14 January 2019

Mr
Chief Executive
UK Lawyers for Israel
3 Stone Buildings
Lincoln's Inn
London WC2A 3XL

Email: @uklfi.com

Dear Mr

Freedom of Information Act 2000 Request Boycott of Israeli Jewish Businesses

I refer to your FOI request and respond as follows:

Request:

Please treat a. and b. above as requests under the Freedom of Information Act.
Please could you provide us with:

- a. A copy of all resolutions of the Council passed since the resolution on 29 September 2016 regarding Israel and Palestine.
- b. A copy of the Council's files regarding work undertaken in response to the 29 September 2016 resolution and all subsequent resolutions concerning Israel and Palestine.

Response:

- a. None
- b. Section 1(1) of the Act provides that a public authority has a duty to state in writing whether it holds information of the description specified in a request. In accordance with our obligations we can confirm that the Council holds information requested.

However, section 42(1) of the Act permits information to be withheld, subject to the application of a public interest test where information in respect of which a claim to legal professional privilege is exempt information.

We have now had the opportunity to consider the exemption under section 42 as it applies to the information you have requested; and in particular whether the public interest lies in favour of maintaining the exemption or in disclosing this information to you.

It is noted that the information requested falls within the definition of a communication under s42 as 'a document that conveys information' which can include a letter, report, email, memo, note of a conversation, photograph or an audio/visual recording. Such information in this case has been made for the main purpose of seeking or giving legal advice which is classified as a confidential communication between a client and lawyer under the Act.

In light of the above, the view is that in all the circumstances of this case, the public interest in disclosure is outweighed by the public interest in maintaining the exemption; and therefore this element of your request is refused.

If you are dissatisfied with our response you have rights of review and appeal; these rights consist of two review processes. Firstly our internal review procedure is available by contacting:

John Kelpie
Chief Executive
Derry City and Strabane District Council
98 Strand Road
Derry BT48 7NN Tel 028 71253253 or email john.kelpie@derrystrabane.com

Secondly, you can appeal directly by contacting the Information Commissioner at:

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
CHESHIRE SK9 5AF Tel: 0303 123 1113 (local rate) or email: casework@ico.org.uk

I would advise however, the Information Commissioner has indicated that a review will not be undertaken unless the Council has first had an opportunity to re-consider its decision.

Yours sincerely

Derry

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