



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

Ref: FOI / 2111

01 November 2018

Mr
Email: @gmail.com

Dear Mr

Freedom of Information Act 2000 Request CCTV maintenance and support contract.

I refer to your FOI request and advise Derry City and Strabane District Council hold the information requested and have considered our response under the Environmental Information Regulations 2004. Please see below.

Request

1. Supplier of the contract for CCTV maintenance and support
2. How much the Council spend annually with the supplier?
3. What is the renewal date of this contract?
4. What is the duration of the contract?
5. What is the review date of this contract? If possible the likely outcome of this review
6. The primary brand of the CCTV equipment. I don't require the model just the brand.
7. The description of the services provided under this contract. Please state if this contract includes more than just CCTV services.
8. Contact details of the employee responsible for the contract between the supplier and the organisation. Can you please provide me with their full contact details.

Response:

- Q1. Exempt under Regulation 12(5)(b) (see below)*
Q2-8. Please see attached excel spreadsheet.

*Q1 - Please treat this as a Refusal Notice under the FOI Act.

Regulation 12(5)(b) is concerned with the course of justice, right to receive a fair trial and ability of public authority to conduct an inquiry of a criminal or disciplinary nature. This applies where the Council is not acting in a judicial or legislative capacity and **covers information which if disclosed could prejudice the prevention and detection of crime**, legal professional privilege and personnel disciplinary proceedings.

Where a local authority such as Derry City and Strabane District Council is minded to apply the exception under 12(5)(b) it must apply the public interest test i.e., it must decide whether the public interest in disclosing the information outweighs the public interest in maintaining the exception. The Information Commissioners Office notes that the public interest favouring maintenance of this exception in these cases is in not prejudicing investigations, proceedings and enquiries.

Having considered these matters I am content that disclosing the names of the contractors involved in our on-site security this could prejudice the prevention and detection of crime, and the public interest in withholding the information outweighs the public interest in disclosing the information at the present time.

On balance, the public interest is against disclosure.

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

Head of Environment

Enc


Derry

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