

Reference: 1733620

Information Rights
Information.requests@ofcom.org.uk

10 January 2024

Freedom of Information: Right to know request.

Thank you for your request for information about South Manchester Radio Club and transfer of callsign.

We received this request on 11 December 2023 and have considered it under the Freedom of Information Act 2000 (“the Act”).

Your request and Our response

- 1. A copy all phone conversations between David Crowe G4MVU and OFCOM. A copy of the notes made by the OFCOM representative at the time phone communications were made.*
- 2. All OFCOM'S internal communications, notes, phone calls and any other related communications method used.*
- 3. Any communications, that were made externally from and to OFCOM in relationship to the transfer of G2HW.*

While we do hold some information falling in scope of the above 3 questions, we consider that disclosure of this information is exempt under the FOI Act. In particular, under section 40(1) of the Act, any information to which a request for information relates is exempt from disclosure if it constitutes personal data of which the requestor is the data subject.

Other exemptions under the Act such as section 41 of the Act may also be applicable.

- 4. A list of departments, position of the person consulted, and experience held. Making reference to the length of service in the position. (the answer that OFCOM have given is to vague).*

The department that deals with licence queries and applications is the spectrum licensing team. We consider that disclosing the rest of the information requested would be disclosing personal information and this information is exempt from disclosure under Section 40(2) of the Act, which provides that personal information about persons other than the requester is exempt where, among other things, its disclosure would contravene any of the data protection principles in the UK General

Data Protection Regulation and the Data Protection Act 2018. Section 40 is an absolute exemption and does not require a public interest test.

I hope this information is helpful. If you have any further queries, then please send them to information.requests@ofcom.org.uk quoting the reference number above in any future communications.

Yours sincerely,

Information requests

If you are unhappy with the response you have received in relation to your request for information and/or consider that your request was refused without a reason valid under the law you may ask for an internal review. If you ask us for an internal review of our decision, it will be subject to an independent review within Ofcom.

The following outcomes are possible:

- the original decision is upheld; or
- the original decision is reversed or modified.

Timing

If you wish to exercise your right to an internal review **you should contact us within two months of the date of this letter**. There is no statutory deadline for responding to internal reviews and it will depend upon the complexity of the case. However, we aim to conclude all such reviews within 20 working days, and up to 40 working days in exceptional cases. We will keep you informed of the progress of any such review. If you wish to request an internal review, you should contact information.requests@ofcom.org.uk.

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. Further information about this, and the internal review process can be found on the Information Commissioner's Office [here](#).

Alternatively, the Information Commissioner can be contacted at:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF