

## Freedom of Information Bill 2014

### Public Consultation – Comments Feedback Form

#### How does this feedback form work?

This form provides an opportunity for you to comment on the draft Freedom of Information Bill 2014 and it should be read **in conjunction with the accompanying consultation document**.

Please use the comments boxes in this document to provide your feedback. There is a box for any general comments that you may have and then a box for comments on each clause of the draft Bill.

You do not need to comment on every clause of the draft Bill unless you wish to do so.

You can save this document to your computer and fill in your comments at a time that is convenient to you.

Once completed, please click on submit at the end of the document or email it to: [foiconsultation@csso.gov.im](mailto:foiconsultation@csso.gov.im)

#### Providing your details

To ensure that the process is open, transparent, and in line with the Government's Code of Practice on Consultations, submissions will only be considered where the name of the individual(s) or organisation responding is provided.

Unless you specifically request otherwise, any responses received may be published either in part or in their entirety, including your name.

Please mark your response clearly if you wish your response and name to be kept confidential.

Any anonymous, abusive, or offensive responses will be discounted.

Name:

Email:

Address:

## **General comments on the Freedom of Information Bill 2014**

**Do you have any General comments about the Bill?**

### **Comments on Individual Clauses of the Bill**

#### **Part 1 – Introductory**

##### **Clause 2: Commencement**

##### **Clause 3: Purpose**

##### **Clause 4: Application**

**Clause 5: Interpretation**

**Clause 6: Meaning of public authority**

**Part 2 – Access to Information held by Public Authorities**

**Clause 7: Right of access to information held by public authorities**

**Clause 8: Requests for information**

**Clause 9: Requests taken to relate to information held at time of request**

**Clause 10: Grant of requests for information**

**Clause 11: Time for deciding request**

**Clause 12: Public authority may request additional information and fees**

**Clause 13: Duty to provide advice and assistance**

**Clause 14: Duty to advise applicant about progress of request**

**Clause 15: Manner of compliance**

**Clause 16: No civil proceedings arise for non-compliance**

**Clause 17: Refusal of requests**

**Clause 18: Content of refusal notice**

**Clause 19: Confirming or denying existence of particular information**

**Part 3 - Absolutely Exempt Information**

**Clause 20: Information accessible to applicant by other means**

**Clause 21: Court information**

**Clause 22: Parliamentary privilege**

**Clause 23: Conduct of parliamentary business**

**Clause 24: Absolutely exempt communications with the Crown**

**Clause 25: Absolutely exempt personal information**

**Clause 26: Information provided in confidence**

**Clause 27: Information the disclosure of which is restricted by law**

**Part 4 – Qualified Exempt Information**

**Clause 28: National security and defence**

**Clause 29: International relations**

**Clause 30: Economy and commercial interests**

**Clause 31: Investigations and legal proceedings**

**Clause 32: Law enforcement**

**Clause 33: Audit functions**

**Clause 34: Formulation of policy**

**Clause 35: Conduct of public business**

**Clause 36: Health and safety**

**Clause 37: Research and natural resources**

**Clause 38: Qualified exempt communications with the Crown**

**Clause 39: Qualified exempt personal information**

**Clause 40: Legal professional privilege**

**Clause 41: Information for future publication**

**Part 5 – Review and Enforcement**

**Clause 42: Review of decisions by the Information Commissioner**

**Clause 43: Review of decisions originally made by the Commissioner**

**Clause 44: Alternative dispute resolution**

**Clause 45: Information notices**

**Clause 46: Enforcement notices**

**Clause 47: Exception from the duty to comply with certain notices**

**Clause 48: Failure to comply with notices**

**Clause 49: Powers of entry and inspection**

**Clause 50: Right of appeal against notices**

**Part 6 – The Information Commissioner**

**Clause 51: The Isle of Man Information Commissioner**

**Clause 52: Independence**

**Clause 53: General Functions of the Information Commissioner**

**Clause 54: Advice**

**Clause 55: Legal practitioners' panel to provide legal advice and assistance**

**Clause 56: Recommendations as to good practice**

**Clause 57: Annual Report of the Information Commissioner**

## **Part 7 – Publication Schemes and Code of Practice**

### **Clause 58: Publication schemes**

### **Clause 59: Code of practice**

### **Clause 60: Compliance with code of practice**

## **Part 8 – Supplemental Provisions**

### **Clause 61: Record tampering**

**Clause 62: Confidentiality**

**Clause 63: Defamation**

**Clause 64: Notices**

**Clause 65: Subordinate legislation**

**Clause 66: Fees**

**Clause 67: Tynwald procedure**

**Clause 68: Amendment and repeal of enactments**

**Schedule 1 – Public Authorities**

**Schedule 2 – The Isle of Man Information Commissioner**

**Schedule 3 – Powers of Entry and Inspection**

**Schedule 4 – Amendment and Repeal of Enactments**

**Thank you for taking the time to provide your comments**