

IN THE MATTER OF AN APPEAL TO THE FIRST TIER TRIBUNAL (INFORMATION RIGHTS) UNDER SECTION 57 OF THE FREEDOM OF INFORMATION ACT 2000

Appeal No. EA/2015/0247

BETWEEN :-

COUNCILLOR ARFON JONES

Appellant

-and-

THE INFORMATION COMMISSIONER

First Respondent

and

WREXHEM COUNTY BOROUGH COUNCIL

Second Respondent

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CONSENT ORDER

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AT WREXHAM COURT, BEFORE BRIAN KENNEDY QC, MALCOLM CLARKE, AND GARETH JONES, BY CONSENT, IT IS AGREED THAT:

1. The Appellant, in his capacity as councillor and only in such capacity, may view the requested document.
2. In permitting said viewing, the Second Respondent maintains the position of the Information Commissioner and itself; that the s42 exemption applies to the requested document, and the provisions of the Freedom of Information Act do not render this document disclosable.
3. The Second Respondent permits the viewing on a confidential basis, in the following circumstances:
  - i. The Appellant is entitled to one viewing, in the presence of a council officer, either immediately after the approval of this order in the Wrexham Tribunals Building, or by arrangement with the Council.
  - ii. The Appellant is not entitled to take copies of the requested document
  - iii. The Appellant is not entitled to take notes of any kind whilst viewing the requested document
  - iv. The Appellant is not to discuss the content of the requested document with any other person (including other councillors), by any means, including social media.

Signe on the original by: Brian Kennedy QC, Tribunal Judge  
Sam Aynsley, Counsel for Wrexham Borough Council  
Arfon Jones, Appellant