

13 December 2023

[REDACTED]

By email: [REDACTED]

Dear [REDACTED]

**Freedom of Information team records FOI request (FOI 340) – Internal Review**

You will be aware that UK Anti-Doping (UKAD) is a government body and that we are largely funded by a DCMS grant. We were established to discharge the UK government's obligation to the [United Nations International Convention against Doping in Sport](#). We do that by making sure we implement and comply with the [World Anti-Doping Code](#) and associated International Standards issued by the World Anti-Doping Agency (WADA). We make sure that sports meet their obligations under the UK government's [National Anti-Doping Policy](#) and the [UK Anti-Doping Rules \(UKADR\)](#). As an Arm's Length Body UKAD is subject to the requirements of the Freedom of Information Act 2000 (the Act) and those responsibilities are taken very seriously.

Thank you again for your emails of 31 March 2023 requesting an Internal Review of UKAD's initial response to your FOI request. I have been asked to undertake that Internal Review. I am sure that you are aware of the Information Commissioner's Office (ICO) guidance around timescales for Internal Reviews and I apologise for the delay in responding.

From my review I have concluded that FOI 340 seeks to go behind the rationale provided for not disclosing information pursuant to your earlier request, FOI 332. In considering that request UKAD asserted FOI 332 resulted in a neither confirm nor deny response ('NCND'), the reasons for which were fully set out in UKAD's response.

My judgement is that FOI 340 appears to somewhat seek to circumvent the FOI 332 position and I have concluded that UKAD was correct in respect of that request and should re-assert the section 31 (of the Act) position as stated in that letter in respect of FOI 340.

I have also concluded that any responsive documents to FOI 340 would be exempted from disclosure via section 42 of the Act (i.e. legal professional privilege).

With regard to the specific request regarding your name, i.e. information or data pertaining to yourself, this ought to have been done via Subject Access Requests per the Data Protection Act 2018 (and per section 40 of the Act). Any such information would therefore also be exempt from disclosure.

**Next steps**

This letter concludes UKAD's Internal Review. As set out in [UKAD's FOI publication scheme](#) if you remain dissatisfied after the Internal Review and feel we have not complied with our obligations under the Freedom of Information Act, you will be able to complain to the Information Commissioner. You can contact the Information Commissioner at:

The Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire SK9 5AF  
Information Line: 01625 545745  
Switchboard: 01625 545700  
Fax: 01625 524510  
Email: [mail@ico.gsi.gov.uk](mailto:mail@ico.gsi.gov.uk)

Once again, may I apologise for the delay in responding to your initial request.

Yours sincerely



**Philip Bunt**  
Chief Operating Officer  
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