

Decision D0362002 - Published in note form only

Re Michail and Police Force of Western Australia [2002] WAICmr 36

Date of Decision: 11 November 2002

Freedom of Information Act 1992; Clause 3(1)

The complainant applied to the agency for access, under the *Freedom of Information Act 1992*, to documents containing personal information about him.

The agency granted him access to documents, but deleted certain information from those documents because it was personal information about third parties and, therefore, exempt matter under clause 3(1) of Schedule 1 to the FOI Act.

The complainant lodged a complaint with the Information Commissioner and sought access to the deleted matter. The Information Commissioner examined the documents and was satisfied that the deleted matter consisted of personal information about third parties.

In the circumstances of this complaint, the Information Commissioner considered that the public interest in protecting the privacy of third parties carried more weight than the public interest in the complainant exercising his rights of access under the FOI Act.

The Information Commissioner found the deleted matter exempt under clause 3(1) and confirmed the decision of the agency to refuse access to that matter.