



National Audit Office

The UK's independent public spending  
watchdog

Switchboard +44 (0)207 798 7000

Direct Line +44 (0)207 798 7264

Email [FOI@nao.org.uk](mailto:FOI@nao.org.uk)

Reference FOI-1798

Date 10 March 2025

## ENTERPRISE APPLICATION

Thank you for your request of 11 February for contract information about the National Audit Office's corporate software and enterprise applications. Your request has been handled under the terms of the Freedom of Information Act 2000 (FOIA).

We have checked our records and can confirm that we hold some of the information you requested. We are providing our response to your request in the Excel spreadsheet attached with this letter. A small amount of information has been withheld under section 40(2) (personal information) of the FOIA.

### Reasons why we have applied section 40(2):

We are not obliged, under section 40(2) of the FOIA, to provide personal information if releasing it would contravene the UK GDPR and Data Protection Act 2018. In this instance we believe the release of direct contact details of individual NAO officers would contravene the first data protection principle which requires the processing of personal data to be lawful, fair and transparent. In this instance we do not believe it is necessary or fair to the individual officers to disclose this personal information. Details of this exemption can be found at **Annex A**.

I hope you are happy with the way we have handled your request. If you are not happy with this response, you can ask for an internal review within 40 working days by writing to the NAO FOI Team at [FOI@nao.org.uk](mailto:FOI@nao.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. The primary way of escalating your concerns to the Information Commissioner is at: <https://ico.org.uk/foicomplaints>.

Yours sincerely,

**NAO FOI Team**

## **Annex A**

**This annex sets out the exemptions that we have applied to your request.**

### **Section 40, Freedom of Information Act 2000 – Personal information**

Section 40, paragraphs 1-4, of the Freedom of Information Act 2000 (FOIA) provides that:

- (1) Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject.*
- (2) Any information to which a request for information relates is also exempt information if—*
  - (a) it constitutes personal data which does not fall within subsection (1), and*
  - (b) the first, second or third condition below is satisfied.*
- (3A) The first condition is that the disclosure of the information to a member of the public otherwise than under this Act—*
  - (a) would contravene any of the data protection principles, or*
  - (b) would do so if the exemptions in section 24(1) of the Data Protection Act 2018 (manual unstructured data held by public authorities) were disregarded.*
- (3B) The second condition is that the disclosure of the information to a member of the public otherwise than under this Act would contravene Article 21 of the GDPR (general processing: right to object to processing).*
- (4A) The third condition is that—*
  - (a) on a request under Article 15(1) of the GDPR (general processing: right of access by the data subject) for access to personal data, the information would be withheld in reliance on provision made by or under section 15, 16 or 26 of, or Schedule 2, 3 or 4 to, the Data Protection Act 2018, or*
  - (b) on a request under section 45(1)(b) of that Act (law enforcement processing: right of access by the data subject), the information would be withheld in reliance on subsection (4) of that section.*