



# Freedom of Information Act 2000

## 2000 CHAPTER 36

### PART I

#### ACCESS TO INFORMATION HELD BY PUBLIC AUTHORITIES

##### *Right to information*

#### **10 Time for compliance with request.**

- (1) Subject to subsections (2) and (3), a public authority must comply with section 1(1) promptly and in any event not later than the twentieth working day following the date of receipt.
- (2) Where the authority has given a fees notice to the applicant and the fee is paid in accordance with section 9(2), the working days in the period beginning with the day on which the fees notice is given to the applicant and ending with the day on which the fee is received by the authority are to be disregarded in calculating for the purposes of subsection (1) the twentieth working day following the date of receipt.
- (3) If, and to the extent that—
  - (a) section 1(1)(a) would not apply if the condition in section 2(1)(b) were satisfied, or
  - (b) section 1(1)(b) would not apply if the condition in section 2(2)(b) were satisfied,the public authority need not comply with section 1(1)(a) or (b) until such time as is reasonable in the circumstances; but this subsection does not affect the time by which any notice under section 17(1) must be given.
- (4) The [<sup>F1</sup>Secretary of State] may by regulations provide that subsections (1) and (2) are to have effect as if any reference to the twentieth working day following the date of receipt were a reference to such other day, not later than the sixtieth working day following the date of receipt, as may be specified in, or determined in accordance with, the regulations.

*Status: Point in time view as at 19/08/2003. This version of this provision has been superseded.*

*Changes to legislation: Freedom of Information Act 2000, Section 10 is up to date with all changes known to be in force on or before 30 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (5) Regulations under subsection (4) may—
- (a) prescribe different days in relation to different cases, and
  - (b) confer a discretion on the Commissioner.
- (6) In this section—
- “the date of receipt” means—
- (a) the day on which the public authority receives the request for information, or
  - (b) if later, the day on which it receives the information referred to in section 1(3);
- “working day” means any day other than a Saturday, a Sunday, Christmas Day, Good Friday or a day which is a bank holiday under the <sup>M1</sup>Banking and Financial Dealings Act 1971 in any part of the United Kingdom.

#### Textual Amendments

- F1** Words in s. 10 substituted (19.8.2003) by The Secretary of State for Constitutional Affairs Order 2003 (S.I. 2003/1887), art. 9, **Sch. 2 para. 12(1)(a)**

#### Modifications etc. (not altering text)

- C1** S. 10(1)(2) modified (1.1.2005) by The Freedom of Information (Time for Compliance with Request) Regulations 2004 (S.I. 2004/3364), **regs. 3(2), 4(2), 5(2), 6(2)**
- C2** S. 10(1)(2) modified (26.6.2009) by The Freedom of Information (Time for Compliance with Request) Regulations 2009 (S.I. 2009/1369), **reg. 2(2)**
- C3** S. 10(1)(2) modified (18.11.2010) by The Freedom of Information (Time for Compliance with Request) Regulations 2010 (S.I. 2010/2768), **regs. 1(2), 2**

#### Commencement Information

- I1** S. 10 wholly in force at 1.1.2005; s. 10 in force at Royal Assent to the extent that it confers power to make regulations, see s. 87(1)(m)(3); s. 10 otherwise in force at 1.1.2005 by S.I. 2004/3122, **art. 2**

#### Marginal Citations

- M1** 1971 c. 80.

**Status:**

Point in time view as at 19/08/2003. This version of this provision has been superseded.

**Changes to legislation:**

Freedom of Information Act 2000, Section 10 is up to date with all changes known to be in force on or before 30 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.